

EXHIBIT C

November 9, 2009

Bill Number 73140

File Number 0303694-0002016

Lehman Brothers Chapter 11 Bankruptcy
1271 Avenue of the Americas - 46th Floor
New York, NY 10020

**FOR PROFESSIONAL SERVICES RENDERED
FOR THE PERIOD**

October 1 through 31, 2009

Re: WSG Hollywood

SERVICES

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|------------------|-------------|--|-------------|--------------|
| <u>Financing</u> | | | | |
| 10/05/09 | DLG | Emails with (and my review of) School's comments to easement and my reminder and re-send of the side letter to obviate any need to refer to the unrecorded original Purchase and Sale Agreement or Contingent Promissory Note in the recorded Easement; receive emails with additional comments; revise and re-send Easement Agreement and side letter; receive approval from School's counsel and send again to WSG's counsel with prior emails as catch-up. [009] | 0.90 Hrs | \$445.50 |
| 10/06/09 | DLG | Telephone conference with Charter School's counsel regarding status and issues. [009] | 0.20 Hrs | \$99.00 |
| 10/08/09 | DLG | Review emails from School counsel regarding the City's proposed Unity of Control Declaration, forward status query to WSG's counsel and re-send my Sept. 14 comments. [009] | 0.20 Hrs | \$99.00 |
| 10/08/09 | DLG | Review current draft of parking space lease, forward to Lehman team, review, and send questions and comments to WSG with past materials properly describing the "Bread Building Garage" in which such spaces will be located. [009] | 0.50 Hrs | \$247.50 |
| 10/09/09 | DLG | Emails regarding easement, parking space lease and unity of control declaration; revise comments to the unity of control declaration [009] | 0.80 Hrs | \$396.00 |
| 10/12/09 | DLG | Status emails on the outstanding documents. [009] | 0.20 Hrs | \$99.00 |

Lehman Brothers Chapter 11 Bankruptcy

Re: WSG Hollywood

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-------------------------|-------------|--|-----------------|-------------------|
| 10/13/09 | DLG | Further emails from and to the School's counsel on the unity of control declaration, including our research into the entitlement documents to see how such document was originally described. [009] | 0.60 Hrs | \$297.00 |
| 10/13/09 | DLG | Revise parking agreement and send to WSG's and Schools's counsels. [009] | 1.10 Hrs | \$544.50 |
| 10/14/09 | DLG | Review further comments on the parking agreement, revise and re-send; emails re status on other documents. [009] | 0.60 Hrs | \$297.00 |
| 10/15/09 | DLG | Review further revised parking lease from WSG's counsel with their comments, and review and approve same. [009] | 0.30 Hrs | \$148.50 |
| 10/21/09 | DLG | Review Easement documents executed by School; ask for Lehman's consent to execution by WSG. [009] | 0.20 Hrs | \$99.00 |
| 10/22/09 | DLG | Forward Lehman consent to WSG execution of Easement documents; emails regarding Lehman's execution of same and City of Hollywood's requirement for these documents. [009] | 0.30 Hrs | \$148.50 |
| 10/26/09 | DLG | Further emails regarding execution of Easement documents also by WSG and asking for Lehman's execution of same. [009] | 0.10 Hrs | \$49.50 |
| Financing Totals | | | 6.00 Hrs | \$2,970.00 |
| TOTAL SERVICES | | | | \$2,970.00 |

HOURLY RATE

| | | |
|-----------------|----------|------------|
| Glanz, David L. | 6.00 Hrs | \$2,970.00 |
| | <hr/> | <hr/> |
| | 6.00 Hrs | \$2,970.00 |

DISBURSEMENTS

Disbursements

Copying

| | |
|--------------|--------|
| Reproduction | \$0.40 |
|--------------|--------|

| | |
|----------------|--------|
| Copying Totals | \$0.40 |
|----------------|--------|

Telephone

Lehman Brothers Chapter 11 Bankruptcy

Re: WSG Hollywood

DISBURSEMENTS

| | |
|----------------------|-------------------|
| Telephone | \$0.50 |
| Telephone Totals | \$0.50 |
| Disbursements Totals | \$0.50 |
| TOTAL DISBURSEMENTS | \$0.90 |
| INVOICE TOTAL | <u>\$2,970.90</u> |

Lehman Brothers Chapter 11 Bankruptcy

Task Billing Summary Page

Re: WSG Hollywood
File Number 0303694-0002016

| | <u>Previous Billed</u> | <u>Current Bill</u> | <u>Total</u> |
|----------------------|----------------------------|-------------------------|--------------|
| Asset Analysis | 198.00 | | 198.00 |
| Financing | 445.50 | 2,970.00 | 3,415.50 |
| Subtotals | 643.50 | 2,970.00 | 3,613.50 |
| <u>Disbursements</u> | | | |
| Copying | 60.66 | 0.40 | 61.06 |
| Telephone | | 0.50 | 0.50 |
| Subtotals | 60.66 | 0.90 | 61.56 |
| Totals | 704.16 | 2,970.90 | 3,675.06 |

November 9, 2009

Bill Number 73141

File Number 0303694-0002073

Lehman Brothers Chapter 11 Bankruptcy
1271 Avenue of the Americas - 46th Floor
New York, NY 10020

**FOR PROFESSIONAL SERVICES RENDERED
FOR THE PERIOD**

October 1 through 31, 2009

Re: Amendment to Midtown Memphis Loan Agreement

SERVICES

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|------------------|-------------|--|-------------|--------------|
| <u>Financing</u> | | | | |
| 10/12/09 | DLG | Receive and review City of Memphis condemnation documents, discuss with Mr. Ferguson of TriMont, and forward to borrower's counsel with questions on status. [009] | 0.30 Hrs | \$148.50 |
| 10/14/09 | DLG | Discuss condemnation notices with Mr. Demartino of Lehman and forward same to Lehman local counsel Messrs. Warner and Wade of Martin Tate with request for current information and consequences; receive their information; respond to Lehman question on whether Lehman can make protective advances to alleviate the building conditions or pay the municipal charges in light of matured loan. [009] | 0.50 Hrs | \$247.50 |
| Financing Totals | | | 0.80 Hrs | \$396.00 |
| TOTAL SERVICES | | | | \$396.00 |

Lehman Brothers Chapter 11 Bankruptcy

Re: Amendment to Midtown Memphis Loan Agreement

HOURLY RATE

| | | |
|-----------------|----------|----------|
| Glanz, David L. | 0.80 Hrs | \$396.00 |
| | <hr/> | <hr/> |
| | 0.80 Hrs | \$396.00 |

DISBURSEMENTS

Disbursements

Telephone

| | |
|----------------------|-----------------------|
| Telephone | \$1.25 |
| Telephone Totals | \$1.25 |
| Disbursements Totals | \$1.25 |
| TOTAL DISBURSEMENTS | \$1.25 |
| INVOICE TOTAL | <hr/> <u>\$397.25</u> |

Lehman Brothers Chapter 11 Bankruptcy

Task Billing Summary Page

Re: Amendment to Midtown Memphis Loan Agreement
File Number 0303694-0002073

| | <u>Previous</u> <u>Billed</u> | <u>Current</u> <u>Bill</u> | <u>Total</u> |
|-----------------------------|----------------------------------|-------------------------------|--------------|
| Financing | 8,712.00 | 396.00 | 9,108.00 |
| Subtotals | 8,712.00 | 396.00 | 9,108.00 |
| <u>Disbursements</u> | | | |
| Copying | 0.80 | | 0.80 |
| Telephone | 6.25 | 1.25 | 7.50 |
| Subtotals | 7.05 | 1.25 | 8.30 |
| Totals | 8,719.05 | 397.25 | 9,116.30 |

November 9, 2009

Bill Number 73142

File Number 0303694-0002119

Lehman Brothers Chapter 11 Bankruptcy
1271 Avenue of the Americas - 46th Floor
New York, NY 10020

**FOR PROFESSIONAL SERVICES RENDERED
FOR THE PERIOD**

October 1 through 31, 2009

Re: Super 8 Amendment II

SERVICES

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-----------------------|-------------|---|----------------|--------------|
| <u>Asset Analysis</u> | | | | |
| 10/13/09 | AC | Correspondence with Ms. Frierson regarding status of mortgage release. [001] | 0.20 Hrs | \$47.00 |
| 10/21/09 | AC | Telephone conference with Ms. Frierson regarding title matters. [001] | 0.20 Hrs | \$47.00 |
| 10/22/09 | AC | Conference with Ms. Arcesi regarding obtaining satisfaction of Wells Fargo loan and review file with respect to same. [001] | 0.30 Hrs | \$70.50 |
| 10/23/09 | WSC | Telephone conferences with Mr. Bealle and Mr. Housner regarding Trimont default interest letter and general status call. [001] | 1.00 Hrs | \$410.00 |
| Asset Analysis Totals | | | 1.70 Hrs | \$574.50 |
| | | | TOTAL SERVICES | \$574.50 |

HOURLY RATE

| | | |
|--------------------|----------|----------|
| Cote, Anna | 0.70 Hrs | \$164.50 |
| Cook Jr., Wayne S. | 1.00 Hrs | \$410.00 |
| | 1.70 Hrs | \$574.50 |

Lehman Brothers Chapter 11 Bankruptcy

INVOICE TOTAL

\$574.50

Lehman Brothers Chapter 11 Bankruptcy

Task Billing Summary Page

Re: Super 8 Amendment II
File Number 0303694-0002119

| | <u>Previous Billed</u> | <u>Current Bill</u> | <u>Total</u> |
|----------------|----------------------------|-------------------------|--------------|
| Asset Analysis | 2,542.00 | 574.50 | 3,116.50 |
| Subtotals | 2,542.00 | 574.50 | 3,116.50 |
| Totals | 2,542.00 | 574.50 | 3,116.50 |

November 9, 2009

Bill Number 73170

File Number 0303694-0002174

Lehman Brothers Chapter 11 Bankruptcy
1271 Avenue of the Americas - 46th Floor
New York, NY 10020

**FOR PROFESSIONAL SERVICES RENDERED
FOR THE PERIOD**

October 1 through 31, 2009

Re: New Dawn Land Loan Workout

SERVICES

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-----------------------|-------------|---|-------------|--------------|
| <u>Asset Analysis</u> | | | | |
| 10/05/09 | RZ | Review loan documents for Vista, Ridge Crossing and Nashville deals in connection with rights to remove sponsor as managing member and terminate and replace property manager. [001] | 3.00 Hrs | \$1,050.00 |
| Asset Analysis Totals | | | | |
| <u>Financing</u> | | | | |
| 10/01/09 | RZ | Revise and distribute memorandum on removal of sponsor as administrative managing member. [009] | 2.50 Hrs | \$875.00 |
| 10/01/09 | PG | Follow up correspondence with title company regarding update; correspondence with Mr. Zoffinger regarding the same. [009] | 0.50 Hrs | \$97.50 |
| 10/05/09 | RZ | Review LLC Agreement of Ridge Crossing Investors LLC in connection with potential defaults in payment of preferred equity and preferred member remedies in the event of default. [009] | 1.50 Hrs | \$525.00 |
| 10/05/09 | PG | Assembled final title policy for closing disc. [009] | 0.50 Hrs | \$97.50 |
| 10/05/09 | PG | Review of title files sent by title company for Mr. Holden. [009] | 0.50 Hrs | \$97.50 |

Lehman Brothers Chapter 11 Bankruptcy

Re: New Dawn Land Loan Workout

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-------------|-------------|--|-------------|--------------|
| 10/06/09 | RZ | Draft and distribute email to Mr. Horsfield summarizing the preferred equity member's rights under the LLC Agreement of Ridge Crossing Investors LLC. [009] | 1.20 Hrs | \$420.00 |
| 10/06/09 | RZ | Review Nashville mezzanine loan documents to determine right to foreclose and required procedure. [009] | 2.50 Hrs | \$875.00 |
| 10/06/09 | RZ | Review Nashville title updates and distribute to Trimont. [009] | 1.00 Hrs | \$350.00 |
| 10/06/09 | JH | Attention to title update and attention to loan documents. [009] | 0.50 Hrs | \$182.50 |
| 10/07/09 | RZ | Review Nashville mezzanine loan documents and the Delaware Uniform Commercial Code to determine right to foreclose and required procedure. [009] | 2.80 Hrs | \$980.00 |
| 10/07/09 | JH | Attention to email from local counsel; email to same; attention to title policy. [009] | 0.30 Hrs | \$109.50 |
| 10/08/09 | RZ | Further review of loan documents in connection with removal of sponsor as managing member. [009] | 0.80 Hrs | \$280.00 |
| 10/08/09 | PG | Correspondence with title company regarding updates. [009] | 0.50 Hrs | \$97.50 |
| 10/09/09 | PG | Review of title file sent and correspondence with title company regarding the same. [009] | 1.00 Hrs | \$195.00 |
| 10/13/09 | PG | Review of title files sent by title company. [009] | 1.00 Hrs | \$195.00 |
| 10/13/09 | PG | Correspondence with title company and Mr. Zoffinger regarding title update request. [009] | 1.00 Hrs | \$195.00 |
| 10/15/09 | PG | Correspondence with Mr. Zoffinger and title company regarding status of title updates. [009] | 0.50 Hrs | \$97.50 |
| 10/20/09 | RZ | Review the joint venture LLC agreements for Vista, Ridge Crossing and Nashville deals to determine removal and cure rights in connection with a misappropriation of funds by sponsor. [009] | 1.00 Hrs | \$350.00 |
| 10/20/09 | RZ | Revise and distribute memorandum on removal events to include provision on cure rights of sponsor following a removal event. [009] | 1.20 Hrs | \$420.00 |
| 10/20/09 | RZ | Telephone conference with Mr. Horsfield on alledged misappropriation of funds by sponsor on the Vista, Ridge Crossing and Nashville deals. [009] | 0.60 Hrs | \$210.00 |
| 10/22/09 | RZ | Draft removal notices for Ridge Crossing and Nashville. [009] | 1.20 Hrs | \$420.00 |
| 10/22/09 | RZ | Telephone conferences with Mr. Horsfield on removal of sponsor as a result of the misappropriation of finds. [009] | 1.00 Hrs | \$350.00 |
| 10/22/09 | RZ | Review joint venture LLC agreements for Ridge Crossing and Nashville in connection with delivery of removal notice. [009] | 0.70 Hrs | \$245.00 |

Lehman Brothers Chapter 11 Bankruptcy

| | | | | |
|----------|-----|--|-------------------------|---------------------------|
| 10/26/09 | WSC | Conference with Mr. Zoffinger regarding lender's policy and open mortgage. [009] | 0.20 Hrs | \$82.00 |
| 10/26/09 | PG | Correspondence with title company and Mr. Zoffinger regarding outstanding issues on title. [009] | 1.00 Hrs | \$195.00 |
| 10/27/09 | RZ | Draft and distribute removal notices for Ridge Crossing and Nashville to Lehman. [009] | 0.80 Hrs | \$280.00 |
| 10/27/09 | RZ | Telephone conferences with Mr. Horsfield on removal notices for Ridge Crossing and Nashville. [009] | 0.70 Hrs | \$245.00 |
| | | | Financing Totals | 27.00 Hrs \$8,466.50 |
| | | | TOTAL SERVICES | \$9,516.50 |

HOURLY RATE

| | | |
|--------------------|-----------------|------------------|
| Zoffinger, Richard | 22.50 Hrs | \$7,875.00 |
| Holden, John | 0.80 Hrs | \$292.00 |
| Cook Jr., Wayne S. | 0.20 Hrs | \$82.00 |
| Goldsmith, Paul | 6.50 Hrs | \$1,267.50 |
| | <hr/> 30.00 Hrs | <hr/> \$9,516.50 |

DISBURSEMENTS

Disbursements

Copying

| | |
|--------------|---------|
| Reproduction | \$29.20 |
|--------------|---------|

| | |
|-----------------------|----------------|
| Copying Totals | \$29.20 |
|-----------------------|----------------|

Facsimile

| | |
|-------------------|---------|
| Fax - Transmittal | \$10.46 |
|-------------------|---------|

| | |
|-------------------------|----------------|
| Facsimile Totals | \$10.46 |
|-------------------------|----------------|

Telephone

| | |
|-----------|--------|
| Telephone | \$0.25 |
|-----------|--------|

| | |
|-------------------------|---------------|
| Telephone Totals | \$0.25 |
|-------------------------|---------------|

Delivery Service/Messenger

| | |
|-------------------------|---------|
| Air Courier / Messenger | \$19.41 |
|-------------------------|---------|

| | |
|--|----------------|
| Delivery Service/Messenger Totals | \$19.41 |
|--|----------------|

| | |
|-----------------------------|----------------|
| Disbursements Totals | \$19.41 |
|-----------------------------|----------------|

| | |
|----------------------------|----------------|
| TOTAL DISBURSEMENTS | \$59.32 |
|----------------------------|----------------|

Lehman Brothers Chapter 11 Bankruptcy

| | | | |
|-------------------------------------|----------|--------------------------|--------------------|
| | | INVOICE TOTAL | <u>\$9,575.82</u> |
| PREVIOUSLY BILLED AND UNPAID | | | |
| 71127 | 10/08/09 | 9,005.50 | |
| | | TOTAL DUE THIS STATEMENT | <u>\$18,581.32</u> |

Lehman Brothers Chapter 11 Bankruptcy

Task Billing Summary Page

Re: New Dawn Land Loan Workout
File Number 0303694-0002174

| | Previous <u>Billed</u> | Current <u>Bill</u> | <u>Total</u> |
|-----------------------------|---------------------------|------------------------|--------------|
| Asset Analysis | 7,758.00 | 1,050.00 | 8,808.00 |
| Financing | 14,704.00 | 8,466.50 | 23,170.50 |
| Subtotals | 22,462.00 | 9,516.50 | 31,978.50 |
| <u>Disbursements</u> | | | |
| Copying | 153.16 | 29.20 | 182.36 |
| Facsimile | | 10.46 | 10.46 |
| Telephone | 3.00 | 0.25 | 3.25 |
| Delivery Service/Messenger | 60.36 | 19.41 | 79.77 |
| Subtotals | 216.52 | 59.32 | 275.84 |
| Totals | 22,678.52 | 9,575.82 | 32,254.34 |

November 9, 2009

Bill Number 73143

File Number 0303694-0002179

Lehman Brothers Chapter 11 Bankruptcy
1271 Avenue of the Americas - 46th Floor
New York, NY 10020

**FOR PROFESSIONAL SERVICES RENDERED
FOR THE PERIOD**

October 1 through 31, 2009

Re: Bankruptcy

SERVICES

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-------------------------|-------------|--|-------------|---------------------------|
| <u>Fee Applications</u> | | | | |
| 10/08/09 | RAR | Prepare October fee statement. [007] | 1.00 Hrs | \$525.00 |
| 10/09/09 | RAR | Prepare fee statement for September. [007] | 1.00 Hrs | \$525.00 |
| 10/12/09 | RAR | Attention to multiple issues regarding fee statements. [007] | 1.00 Hrs | \$525.00 |
| 10/19/09 | RAR | Prepare fee statement. [007] | 1.00 Hrs | \$525.00 |
| 10/20/09 | RAR | Finalize and file fee statements. [007] | 1.00 Hrs | \$525.00 |
| Fee Applications Totals | | | | 5.00 Hrs \$2,625.00 |
| | | | | TOTAL SERVICES \$2,625.00 |

HOURLY RATE

| | | |
|------------------|----------|------------|
| Rossi, Robert A. | 5.00 Hrs | \$2,625.00 |
| | 5.00 Hrs | \$2,625.00 |

DISBURSEMENTS

Disbursements
Copying

| | |
|----------------------|--------|
| Reproduction | \$0.20 |
| Copying Totals | \$0.20 |
| Disbursements Totals | \$0.20 |

Lehman Brothers Chapter 11 Bankruptcy

| | |
|---------------------|--------|
| TOTAL DISBURSEMENTS | \$0.20 |
|---------------------|--------|

| | |
|---------------|-------------------|
| INVOICE TOTAL | <u>\$2,625.20</u> |
|---------------|-------------------|

Lehman Brothers Chapter 11 Bankruptcy

Task Billing Summary Page

Re: Bankruptcy
File Number 0303694-0002179

| | Previous <u>Billed</u> | Current <u>Bill</u> | Total |
|---|---------------------------|------------------------|-----------|
| Fee Applications | 69,784.50 | 2,625.00 | 72,409.50 |
| Preparation and/or review of Pleadings & | 787.50 | | 787.50 |
| Subtotals | 70,572.00 | 2,625.00 | 73,197.00 |
| <u>Disbursements</u> | | | |
| Copying | 106.20 | 0.20 | 106.40 |
| Telephone | 0.25 | | 0.25 |
| Online research | 74.79 | | 74.79 |
| Postage | 11.08 | | 11.08 |
| Local travel | 283.22 | | 283.22 |
| Subtotals | 475.54 | 0.20 | 475.74 |
| Totals | 71,047.54 | 2,625.20 | 73,672.74 |

November 9, 2009

Bill Number 73171

File Number 0303694-0002181

Lehman Brothers Chapter 11 Bankruptcy
1271 Avenue of the Americas - 46th Floor
New York, NY 10020

**FOR PROFESSIONAL SERVICES RENDERED
FOR THE PERIOD**

October 1 through 31, 2009

Re: Monument Issues

SERVICES

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-----------------------|-------------|--|----------------|--------------|
| <u>Asset Analysis</u> | | | | |
| 10/07/09 | RAR | Review line of credit term sheet. [001] | 0.70 Hrs | \$367.50 |
| | | Asset Analysis Totals | 0.70 Hrs | \$367.50 |
| | | | TOTAL SERVICES | \$367.50 |

HOURLY RATE

| | | |
|------------------|----------|----------|
| Rossi, Robert A. | 0.70 Hrs | \$367.50 |
| | 0.70 Hrs | \$367.50 |

DISBURSEMENTS

| | |
|----------------------|---------|
| <u>Disbursements</u> | |
| <u>Copying</u> | |
| Reproduction | \$12.60 |
| Copying Totals | \$12.60 |
| Disbursements Totals | \$12.60 |
| | |
| TOTAL DISBURSEMENTS | \$12.60 |

Lehman Brothers Chapter 11 Bankruptcy

INVOICE TOTAL

\$380.10

Lehman Brothers Chapter 11 Bankruptcy

Task Billing Summary Page

Re: Monument Issues
File Number 0303694-0002181

| | Previous <u>Billed</u> | Current <u>Bill</u> | Total |
|-----------------------------|---------------------------|------------------------|------------|
| Asset Analysis | 108,077.50 | 367.50 | 108,445.00 |
| Subtotals | 108,077.50 | 367.50 | 108,445.00 |
| <u>Disbursements</u> | | | |
| Copying | 1,480.18 | 12.60 | 1,492.78 |
| Telephone | 30.75 | | 30.75 |
| Delivery Service/Messenger | 108.49 | | 108.49 |
| Postage | 0.42 | | 0.42 |
| Local travel | 455.22 | | 455.22 |
| Subtotals | 2,075.06 | 12.60 | 2,087.66 |
| Totals | 110,152.56 | 380.10 | 110,532.66 |

November 9, 2009

Bill Number 73144

File Number 0303694-0002184

Lehman Brothers Chapter 11 Bankruptcy
1271 Avenue of the Americas - 46th Floor
New York, NY 10020

**FOR PROFESSIONAL SERVICES RENDERED
FOR THE PERIOD**

October 1 through 31, 2009

Re: Moonlight Basin Enforcement

SERVICES

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-----------------------|-------------|--|-------------|--------------|
| <u>Asset Analysis</u> | | | | |
| 10/01/09 | DHB | Review proposed receiver order and memo on liquor licenses. [001] | 0.50 Hrs | \$212.50 |
| 10/01/09 | DHB | Email correspondence regarding title and miscellaneous matters. [001] | 1.10 Hrs | \$467.50 |
| 10/01/09 | DHB | Telephone conference call with local counsel to discuss litigation guarantee, liquor licence applications, and asset search on Lee Poole. [001] | 0.20 Hrs | \$85.00 |
| 10/01/09 | JH | Attention to email from Mr. James to defense counsel. [001] | 0.10 Hrs | \$36.50 |
| 10/01/09 | JH | Attention to issues arising in connection with the receiver, including liquor licenses and receiver motion. [001] | 0.90 Hrs | \$328.50 |
| 10/01/09 | JH | Attention to reviewing and revising receiver motion. [001] | 2.80 Hrs | \$1,022.00 |
| 10/01/09 | JH | Research Montana law in connection with the receiver order. [001] | 1.50 Hrs | \$547.50 |
| 10/01/09 | WSC | Review correspondence from Mr. James to defense counsel. [001] | 0.10 Hrs | \$41.00 |
| 10/01/09 | WSC | Telephone conference with client regarding receiver motion. [001] | 0.80 Hrs | \$328.00 |
| 10/01/09 | WSC | Conference with Mr. Holden regarding receiver motion. [001] | 0.60 Hrs | \$246.00 |

Lehman Brothers Chapter 11 Bankruptcy

Re: Moonlight Basin Enforcement

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-------------|-------------|--|-------------|--------------|
| 10/02/09 | JH | Continued attention to receiver issues in connection with motion. [001] | 1.50 Hrs | \$547.50 |
| 10/02/09 | WSC | Telephone conference with appraiser and Trimont. [001] | 0.50 Hrs | \$205.00 |
| 10/05/09 | JH | Continued attention to various issues arising in connection with receiver motion. [001] | 0.80 Hrs | \$292.00 |
| 10/05/09 | JH | Attention to draft receiver declaration and revision of same. [001] | 0.50 Hrs | \$182.50 |
| 10/05/09 | JH | Telephone conference with Mr. James concerning receiver motion. [001] | 0.10 Hrs | \$36.50 |
| 10/05/09 | JH | Review and analyze memo concerning Saddle Ridge roofing issue. [001] | 0.50 Hrs | \$182.50 |
| 10/05/09 | JH | Attention to email from Mr. James concerning update. [001] | 0.10 Hrs | \$36.50 |
| 10/05/09 | JH | Attention to status of receiver motion and issues arising in connection with receiver motion. [001] | 1.20 Hrs | \$438.00 |
| 10/05/09 | WSC | Review memo regarding Saddle Ridge roofing issue. [001] | 0.50 Hrs | \$205.00 |
| 10/05/09 | WSC | Telephone conference with Messrs. Nastasi and Barry regarding receiver. [001] | 0.60 Hrs | \$246.00 |
| 10/05/09 | WSC | Review correspondence from Mr. James regarding updates in connection with motion status. [001] | 0.60 Hrs | \$246.00 |
| 10/05/09 | WSC | Follow up on status of receiver motion and issues arising in connection with same. [001] | 1.50 Hrs | \$615.00 |
| 10/05/09 | WSC | Review Luxury Suite buy/sell agreement. [001] | 1.00 Hrs | \$410.00 |
| 10/05/09 | WSC | Telephone conference with client regarding various issues. [001] | 1.00 Hrs | \$410.00 |
| 10/05/09 | WSC | Attention to various issues regarding receiver motion. [001] | 1.30 Hrs | \$533.00 |
| 10/06/09 | JH | Review asset searches for Mr. Poole and Anderson. [001] | 0.40 Hrs | \$146.00 |
| 10/06/09 | JH | Attention to disclaimers of interest and consents to receiver filed by various defendants. [001] | 0.50 Hrs | \$182.50 |
| 10/06/09 | JH | Attention to multiple emails to and from Mr. James concerning receiver in foreclosure action and recent developments. [001] | 0.80 Hrs | \$292.00 |
| 10/06/09 | JH | Attention to additional receiver motion issues. [001] | 0.50 Hrs | \$182.50 |
| 10/06/09 | JH | Telephone conference with Mr. James. [001] | 0.10 Hrs | \$36.50 |
| 10/06/09 | WSC | Telephone conference with Mr. James. [001] | 0.80 Hrs | \$328.00 |
| 10/06/09 | WSC | Telephone conference with Mr. Nastasi. [001] | 0.50 Hrs | \$205.00 |
| 10/06/09 | WSC | Review correspondence to and from Messrs. James and Holden regarding receiver motion and recent developments. [001] | 1.20 Hrs | \$492.00 |

Lehman Brothers Chapter 11 Bankruptcy

Re: Moonlight Basin Enforcement

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-------------|-------------|--|-------------|--------------|
| 10/07/09 | JH | Attention to issues arising in connection with potential settlement of construction liens. [001] | 1.20 Hrs | \$438.00 |
| 10/07/09 | JH | Continued attention to reviewing, rewriting, revising receiver order. [001] | 2.10 Hrs | \$766.50 |
| 10/08/09 | DHB | Review revised order for receiver and send comments. [001] | 1.00 Hrs | \$425.00 |
| 10/08/09 | DHB | E-mail correspondence with J. Holden, W. Cook, D. James, S. Brown regarding various issues in receiver order, claims raised by mechanic's lienors, and comments of defendants. [001] | 1.00 Hrs | \$425.00 |
| 10/08/09 | JH | Review Sime Construction's answer and counterclaims and analyze same. [001] | 0.80 Hrs | \$292.00 |
| 10/08/09 | JH | Attention to receiver issues in connection with pending motion. [001] | 1.10 Hrs | \$401.50 |
| 10/08/09 | JH | Attention to amended lis pendens. [001] | 0.10 Hrs | \$36.50 |
| 10/08/09 | JH | Attention to Moonlight Basin's budget. [001] | 0.50 Hrs | \$182.50 |
| 10/08/09 | JH | Attention to letter from defense counsel to the court and analysis of same. [001] | 0.30 Hrs | \$109.50 |
| 10/08/09 | JH | Continued attention to reviewing and revising receiver affidavit. [001] | 0.60 Hrs | \$219.00 |
| 10/08/09 | JH | Several emails to and from Mr. James concerning strategy with respect to the hearing on the motion to appoint receiver. [001] | 1.00 Hrs | \$365.00 |
| 10/08/09 | JH | Continued attention to revising order appointing receiver and attention to Ms. Bindler's comments in connection with same, and attention to research in connection with same under Montana law. [001] | 2.40 Hrs | \$876.00 |
| 10/08/09 | JH | Attention to scheduling issues. [001] | 0.20 Hrs | \$73.00 |
| 10/08/09 | JH | Attention to counterclaims and analysis of same. [001] | 0.30 Hrs | \$109.50 |
| 10/08/09 | JH | Continued attention to revising receiver affidavit. [001] | 0.20 Hrs | \$73.00 |
| 10/08/09 | WSC | Conference with Mr. Holden regarding scheduling. [001] | 0.20 Hrs | \$82.00 |
| 10/08/09 | WSC | Attention to scheduling issues. [001] | 0.20 Hrs | \$82.00 |
| 10/08/09 | WSC | Discuss budget issues with Lehman. [001] | 0.50 Hrs | \$205.00 |
| 10/08/09 | WSC | Correspondence to and from Mr. James regarding strategy with respect to hearing on motion to appoint receiver. [001] | 1.50 Hrs | \$615.00 |
| 10/08/09 | WSC | Continue to review and revise receiver affidavit. [001] | 0.90 Hrs | \$369.00 |
| 10/08/09 | WSC | Review SIME Construction's answer and counterclaims. [001] | 0.70 Hrs | \$287.00 |
| 10/08/09 | WSC | Review receiver affidavit and correspondence regarding same. [001] | 2.70 Hrs | \$1,107.00 |
| 10/08/09 | WSC | Telephone conference with Messrs. Nastasi and Barry. [001] | 0.40 Hrs | \$164.00 |

Lehman Brothers Chapter 11 Bankruptcy

Re: Moonlight Basin Enforcement

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-------------|-------------|--|-------------|--------------|
| 10/08/09 | WSC | Review amended lis pendens. [001] | 0.10 Hrs | \$41.00 |
| 10/09/09 | JH | Continued attention to revising order appointing receiver and delineating receiver's powers under Montana law, and attention to research of Montana law in connection with same. [001] | 1.90 Hrs | \$693.50 |
| 10/09/09 | JH | Telephone conference with Mr. James concerning receiver, receiver order and strategy. [001] | 0.20 Hrs | \$73.00 |
| 10/09/09 | WSC | Continue review of draft receiver order. [001] | 1.30 Hrs | \$533.00 |
| 10/09/09 | WSC | Telephone conference with client and Mr. James. [001] | 0.50 Hrs | \$205.00 |
| 10/09/09 | WSC | Review order appointing receiver and receiver's powers under Montana law. [001] | 1.90 Hrs | \$779.00 |
| 10/11/09 | JH | Continued attention to reviewing, revising and rewriting receiver order, and attention to Montana law in connection with same. [001] | 2.90 Hrs | \$1,058.50 |
| 10/11/09 | WSC | Review correspondence regarding lis priority. [001] | 0.70 Hrs | \$287.00 |
| 10/12/09 | DHB | E-mail correspondence with J. Hill, local counsel, J. Holden, and W. Cook in connection with lien priority, construction disbursements, amounts of outstanding loan and other issues relating to receiver motion. [001] | 1.20 Hrs | \$510.00 |
| 10/12/09 | DHB | Review and comment on further revised order appointing receiver. [001] | 0.40 Hrs | \$170.00 |
| 10/12/09 | JH | Attention to receiver motion issues and strategy. [001] | 1.50 Hrs | \$547.50 |
| 10/12/09 | JH | Attention to multiple emails to and from Mr. James concerning receiver motion. [001] | 0.80 Hrs | \$292.00 |
| 10/12/09 | JH | Continued attention to revising receiver order. [001] | 1.00 Hrs | \$365.00 |
| 10/12/09 | JH | Review and analyze Apex's answer. [001] | 0.40 Hrs | \$146.00 |
| 10/12/09 | JH | Emails to and from the receiver. [001] | 0.20 Hrs | \$73.00 |
| 10/12/09 | WSC | Telephone conference with Client regarding status. [001] | 0.70 Hrs | \$287.00 |
| 10/12/09 | WSC | Continued attention to revising receiver order. [001] | 0.50 Hrs | \$205.00 |
| 10/12/09 | WSC | Review correspondence from Mr. James regarding receiver motion. [001] | 0.80 Hrs | \$328.00 |
| 10/12/09 | WSC | Review Apex's answer. [001] | 0.40 Hrs | \$164.00 |
| 10/13/09 | DHB | Telephone conference with title company to discuss litigation guarantee and caption of complaint. [001] | 0.50 Hrs | \$212.50 |
| 10/13/09 | DHB | E-mail correspondence with all parties regarding issues relating to receiver hearing. [001] | 2.50 Hrs | \$1,062.50 |
| 10/13/09 | DHB | E-mail correspondence with J. Hill regarding breakdown of protective advances and outstanding payables. [001] | 0.80 Hrs | \$340.00 |
| 10/13/09 | DHB | Conference with J. Holden and W. Cook. [001] | 1.20 Hrs | \$510.00 |

Lehman Brothers Chapter 11 Bankruptcy

Re: Moonlight Basin Enforcement

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-------------|-------------|--|-------------|--------------|
| 10/13/09 | JH | Telephone conference with the appraiser. [001] | 0.30 Hrs | \$109.50 |
| 10/13/09 | JH | Attention to revised receiver affidavit. [001] | 0.60 Hrs | \$219.00 |
| 10/13/09 | JH | Several emails to and from Mr. James concerning multitude of issues including the receiver, the appraiser and the construction lienholder. [001] | 1.00 Hrs | \$365.00 |
| 10/13/09 | JH | Attention to Moonlight Basis aged payables list. [001] | 0.30 Hrs | \$109.50 |
| 10/13/09 | JH | Telephone conference with Ms. Bindler concerning title issue. [001] | 0.30 Hrs | \$109.50 |
| 10/13/09 | JH | Attention to issues with respect to receiver qualifications and telephone conference with receiver. [001] | 0.50 Hrs | \$182.50 |
| 10/13/09 | JH | Attention to hearing preparation issues, including witness outlines and evidentiary issues. [001] | 1.20 Hrs | \$438.00 |
| 10/13/09 | JH | Continued attention to issues arising in connection with receiver motion, including the appraiser, the receiver, the papers, scheduling, etc. [001] | 1.90 Hrs | \$693.50 |
| 10/13/09 | JH | Conference with Mr. Cook and Ms. Bindler concerning receiver strategy. [001] | 0.50 Hrs | \$182.50 |
| 10/13/09 | JH | Attention to construction lienholder issues. [001] | 1.10 Hrs | \$401.50 |
| 10/13/09 | JH | Telephone conference with Mr. James concerning receiver issue. [001] | 0.20 Hrs | \$73.00 |
| 10/13/09 | JH | Telephone conference with Mr. James. [001] | 0.10 Hrs | \$36.50 |
| 10/13/09 | JH | Continued attention to receiver order. [001] | 0.90 Hrs | \$328.50 |
| 10/13/09 | JH | Attention to receiver affidavit. [001] | 0.20 Hrs | \$73.00 |
| 10/13/09 | WSC | Review correspondence from Mr. James regarding issues in connection with receiver, appraiser and construction liens. [001] | 1.60 Hrs | \$656.00 |
| 10/13/09 | WSC | Review construction lienholder issues. [001] | 1.30 Hrs | \$533.00 |
| 10/13/09 | WSC | Review Moonlight Basin aged payables list. [001] | 0.20 Hrs | \$82.00 |
| 10/13/09 | WSC | Telephone conference with Mr. Nastasi and Buffa. [001] | 0.40 Hrs | \$164.00 |
| 10/13/09 | WSC | Conference with Mr. Holder and Ms. Bindler regarding receiver strategy. [001] | 0.50 Hrs | \$205.00 |
| 10/13/09 | WSC | Telephone conference with Mr. James. [001] | 0.20 Hrs | \$82.00 |
| 10/13/09 | WSC | Review Wilson affidavit. [001] | 1.50 Hrs | \$615.00 |
| 10/13/09 | WSC | Attention to various issues in connection with receiver motion. [001] | 1.10 Hrs | \$451.00 |
| 10/14/09 | DHB | Review and exchange e-mail correspondence concerning receiver order and hearing. [001] | 0.50 Hrs | \$212.50 |
| 10/14/09 | DHB | Telephone conference with D. James. [001] | 0.50 Hrs | \$212.50 |
| 10/14/09 | JH | Attention to appraiser's list of requested information. [001] | 0.10 Hrs | \$36.50 |
| 10/14/09 | JH | Email to appraiser. [001] | 0.10 Hrs | \$36.50 |
| 10/14/09 | JH | Attention to appraisal issues. [001] | 0.50 Hrs | \$182.50 |
| 10/14/09 | JH | Review and revise proposed stipulation. [001] | 0.20 Hrs | \$73.00 |

Lehman Brothers Chapter 11 Bankruptcy

Re: Moonlight Basin Enforcement

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-------------|-------------|--|-------------|--------------|
| 10/14/09 | JH | Continued attention to revising receiver order. [001] | 1.40 Hrs | \$511.00 |
| 10/14/09 | JH | Telephone conference with Mr. Hill, Mr. Buffa, Mr. Cook and Ms. Bindler. [001] | 0.50 Hrs | \$182.50 |
| 10/14/09 | JH | Continued attention to receiver issues including construction lienholder issues and multiple emails to and from Mr. James concerning receiver issues. [001] | 1.20 Hrs | \$438.00 |
| 10/14/09 | JH | Several emails to and from Mr. James concerning receiver and appraiser and other issues. [001] | 0.80 Hrs | \$292.00 |
| 10/14/09 | WSC | Correspondence with Mr. James regarding receiver and appraiser issues. [001] | 0.20 Hrs | \$82.00 |
| 10/14/09 | WSC | Attention to receiver issues and correspondence from Mr. James regarding same. [001] | 0.80 Hrs | \$328.00 |
| 10/14/09 | WSC | Telephone conference with Messrs. Hill, Buffa, Holden and Ms. Bindler. [001] | 0.50 Hrs | \$205.00 |
| 10/14/09 | WSC | Review correspondence regarding affidavit of amounts due. [001] | 0.40 Hrs | \$164.00 |
| 10/15/09 | DHB | Reviewed mechanic's lien schedule. [001] | 0.80 Hrs | \$340.00 |
| 10/15/09 | DHB | Correspondence with D. James and title company regarding title affidavit in support of receiver motion. [001] | 0.50 Hrs | \$212.50 |
| 10/15/09 | DHB | Review s. Brown memo regarding entitlements, check reference to entitlements in loan documents. [001] | 0.80 Hrs | \$340.00 |
| 10/15/09 | DHB | Internal e-mail correspondence regarding title affidavit in support of receiver motion. [001] | 0.50 Hrs | \$212.50 |
| 10/15/09 | JH | Attention to issue of getting affidavit from title company. [001] | 0.50 Hrs | \$182.50 |
| 10/15/09 | JH | Telephone conference with Mr. James concerning receiver issues. [001] | 0.10 Hrs | \$36.50 |
| 10/15/09 | JH | Attention to multiple issues arising in connection with receiver motion and multiple emails to and from Mr. James in connection with same. [001] | 1.50 Hrs | \$547.50 |
| 10/15/09 | JH | Attention to amended complaint order. [001] | 0.10 Hrs | \$36.50 |
| 10/15/09 | JH | Attention to court's order concerning the hearing. [001] | 0.10 Hrs | \$36.50 |
| 10/15/09 | JH | Attention to dismissal order. [001] | 0.10 Hrs | \$36.50 |
| 10/15/09 | JH | Review and revise proposed stipulation concerning construction liens. [001] | 0.40 Hrs | \$146.00 |
| 10/15/09 | JH | Review and revise answer to sign construction of counterclaim. [001] | 0.60 Hrs | \$219.00 |
| 10/15/09 | WSC | Review multiple issues arising in connection with receiver motion and correspondence with Mr. James regarding same. [001] | 1.50 Hrs | \$615.00 |
| 10/15/09 | WSC | Review answer to sign construction of counterclaim. [001] | 0.40 Hrs | \$164.00 |

Lehman Brothers Chapter 11 Bankruptcy

Re: Moonlight Basin Enforcement

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-------------|-------------|---|-------------|--------------|
| 10/15/09 | WSC | Review amended compliant. [001] | 0.10 Hrs | \$41.00 |
| 10/15/09 | WSC | Telephone conference with Messrs. Nastasi and Buffa. [001] | 0.30 Hrs | \$123.00 |
| 10/15/09 | WSC | Reviewed updated lien schedule in preparation for settlement discussion. [001] | 0.70 Hrs | \$287.00 |
| 10/15/09 | WSC | Review dismissal order. [001] | 0.10 Hrs | \$41.00 |
| 10/16/09 | JH | Review and revise answer to Sime Construction counterclaims. [001] | 0.50 Hrs | \$182.50 |
| 10/16/09 | JH | Revise construction lien stipulation. [001] | 0.20 Hrs | \$73.00 |
| 10/16/09 | JH | Continued attention to revising receiver order. [001] | 1.40 Hrs | \$511.00 |
| 10/16/09 | JH | Attention to liquor license issue. [001] | 0.50 Hrs | \$182.50 |
| 10/16/09 | AC | Conference with Ms. Wiener regarding title review. [001] | 0.10 Hrs | \$23.50 |
| 10/16/09 | WSC | Update schedule of liens and discuss same with Mr. Barry. [001] | 1.00 Hrs | \$410.00 |
| 10/16/09 | WSC | Review liquor license issues. [001] | 0.40 Hrs | \$164.00 |
| 10/16/09 | WSC | Review answer to Sime Construction and counterclaims. [001] | 0.70 Hrs | \$287.00 |
| 10/16/09 | SJW | Download and print out title report and underlying title documents [001] | 3.00 Hrs | \$510.00 |
| 10/18/09 | JH | Draft supplemental lender affidavit. [001] | 0.80 Hrs | \$292.00 |
| 10/18/09 | JH | Attention to multiple issues arising in connection with the receiver and analysis and strategy in connection with same. [001] | 1.20 Hrs | \$438.00 |
| 10/18/09 | JH | Attention to schedule supplied by client concerning advances in cost. [001] | 0.50 Hrs | \$182.50 |
| 10/18/09 | WSC | Review correspondence regarding receiver motion and strategy. [001] | 1.00 Hrs | \$410.00 |
| 10/19/09 | DHB | Begin review of title documents which post date of the loan closing. [001] | 0.50 Hrs | \$212.50 |
| 10/19/09 | DHB | Correspondence and telephone conferences regarding entitlements memo, and, in connection with the receiver order, protective advances, liquor license, affidavit from title company. [001] | 3.00 Hrs | \$1,275.00 |
| 10/19/09 | JH | Attention to other receiver issues. [001] | 1.30 Hrs | \$474.50 |
| 10/19/09 | JH | Review receiver order with respect to liquor license. [001] | 0.50 Hrs | \$182.50 |
| 10/19/09 | JH | Attention to stipulation concerning construction lien. [001] | 0.20 Hrs | \$73.00 |
| 10/19/09 | JH | Attention to answer to counterclaim. [001] | 0.30 Hrs | \$109.50 |
| 10/19/09 | JH | Continued attention to issues arising in connection with proposed receiver order and revision of same. [001] | 1.10 Hrs | \$401.50 |
| 10/19/09 | JH | Attention to budget issues. [001] | 0.50 Hrs | \$182.50 |
| 10/19/09 | JH | Attention to protective advance issues. [001] | 0.60 Hrs | \$219.00 |

Lehman Brothers Chapter 11 Bankruptcy

Re: Moonlight Basin Enforcement

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-------------|-------------|---|-------------|--------------|
| 10/19/09 | JH | Attention to Montana law concerning construction lien. [001] | 0.60 Hrs | \$219.00 |
| 10/19/09 | JH | Attention to email from Mr. James concerning supplemental affidavit and attention to issues arising in connection with same. [001] | 0.80 Hrs | \$292.00 |
| 10/19/09 | WSC | Internal conference with Mr. Holden regarding settlement of liens and stipulation regarding same. [001] | 0.90 Hrs | \$369.00 |
| 10/19/09 | WSC | Review receiver order regarding liquor license. [001] | 0.70 Hrs | \$287.00 |
| 10/19/09 | WSC | Telephone conference with client and review correspondence from client. [001] | 1.10 Hrs | \$451.00 |
| 10/19/09 | WSC | Review Montana law regarding construction lien. [001] | 0.60 Hrs | \$246.00 |
| 10/19/09 | WSC | Review budget issues and protective advance issues. [001] | 1.00 Hrs | \$410.00 |
| 10/19/09 | WSC | Reviewed and discussed entitlement memo with Ms. Bindler. [001] | 0.70 Hrs | \$287.00 |
| 10/19/09 | WSC | Review receiver order and provide comments to Mr. Holden. [001] | 1.50 Hrs | \$615.00 |
| 10/19/09 | WSC | Review correspondence from Mr. James regarding supplemental affidavit and attention to issues in connection with same. [001] | 0.60 Hrs | \$246.00 |
| 10/20/09 | DHB | E-mail correspondence and telephone conference calls regarding title company affidavit, protective advances, in connection with the receiver order. [001] | 1.90 Hrs | \$807.50 |
| 10/20/09 | JH | Attention to appraiser issues. [001] | 0.50 Hrs | \$182.50 |
| 10/20/09 | JH | Attention to additional appraiser issues. [001] | 0.20 Hrs | \$73.00 |
| 10/20/09 | JH | Attention to multiple emails to and from Mr. James concerning the supplemental lender affidavit, liquor license issues, receiver order, draft stipulation, the public relations issue, and hearing related issues on the receiver. [001] | 1.80 Hrs | \$657.00 |
| 10/20/09 | JH | Revise receiver order concerning liquor license and to include receiver comments. [001] | 0.70 Hrs | \$255.50 |
| 10/20/09 | WSC | Review appraiser issues. [001] | 0.50 Hrs | \$205.00 |
| 10/20/09 | WSC | Review correspondence from Mr. James regarding supplemental lender affidavit, liquor license issue, receiver order, draft stipulation, public relation issues and hearing related to issues on the receiver. [001] | 1.80 Hrs | \$738.00 |
| 10/20/09 | WSC | Telephone conference with Mr. Barry regarding budget and affidavit. [001] | 0.60 Hrs | \$246.00 |

Lehman Brothers Chapter 11 Bankruptcy

Re: Moonlight Basin Enforcement

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-------------|-------------|--|-------------|--------------|
| 10/21/09 | JH | Attention to multiple emails to and from Mr. James concerning variety of receiver issues. [001] | 0.10 Hrs | \$36.50 |
| 10/21/09 | JH | Revise supplement Lehman affidavit. [001] | 0.50 Hrs | \$182.50 |
| 10/21/09 | JH | Review draft stipulation with Apex, Big Sky Fence, Bosman Construction, Stahly Engineering, Rosco Steel. [001] | 1.00 Hrs | \$365.00 |
| 10/21/09 | JH | Attention to several emails to and from Mr. James concerning additional receiver issues. [001] | 0.80 Hrs | \$292.00 |
| 10/21/09 | JH | Attention to protective advances issues. [001] | 0.50 Hrs | \$182.50 |
| 10/21/09 | JH | Telephone conference with Mr. James concerning strategy on receiver hearing. [001] | 0.10 Hrs | \$36.50 |
| 10/21/09 | JH | Revise receiver order. [001] | 0.70 Hrs | \$255.50 |
| 10/21/09 | JH | Review draft declaration of lawyers title insurance. [001] | 0.50 Hrs | \$182.50 |
| 10/21/09 | WSC | Various telephone conferences with Lehman regarding issues. [001] | 1.60 Hrs | \$656.00 |
| 10/21/09 | WSC | Review supplemental Lehman affidavit. [001] | 0.50 Hrs | \$205.00 |
| 10/21/09 | WSC | Review draft stipulation with Apex, Big Sky Fence, Bosman Construction, Stahly Engineering and Rosco Steel. [001] | 1.00 Hrs | \$410.00 |
| 10/21/09 | WSC | Review correspondence from Mr. James regarding additional receiver issues. [001] | 0.80 Hrs | \$328.00 |
| 10/22/09 | DHB | Correspondence and telephone conference calls with local counsel, J. Holden and W. Cook regarding affidavits and filings in connection with the receiver order and mechanic liens claims. [001] | 1.20 Hrs | \$510.00 |
| 10/22/09 | DHB | Telephone conference with S. Brown to discuss water rights and entitlement memo. [001] | 0.20 Hrs | \$85.00 |
| 10/22/09 | JH | Attention to issues in connection with Sime Construction. [001] | 0.50 Hrs | \$182.50 |
| 10/22/09 | JH | Telephone conference with Mr. James and attention to various receiver issues arising in connection with same. [001] | 1.50 Hrs | \$547.50 |
| 10/22/09 | WSC | Telephone conference with Messrs. James, Holden and Ms. Bindler. [001] | 0.50 Hrs | \$205.00 |
| 10/22/09 | WSC | Telephone conference with client regarding budget and supplemental affidavit. [001] | 0.70 Hrs | \$287.00 |
| 10/22/09 | WSC | Review stipulations. [001] | 0.50 Hrs | \$205.00 |
| 10/22/09 | WSC | Conference with Mr. Holden regarding strategy regarding receiver motion. [001] | 0.60 Hrs | \$246.00 |
| 10/22/09 | WSC | Review supplement Lehman Affidavit and protective advance issues. . [001] | 1.10 Hrs | \$451.00 |
| 10/22/09 | WSC | Telephone conference with client regarding receiver schedules. [001] | 0.60 Hrs | \$246.00 |

Lehman Brothers Chapter 11 Bankruptcy

Re: Moonlight Basin Enforcement

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-------------|-------------|---|-------------|--------------|
| 10/23/09 | JH | Attention to Mr. Poole's and the Moonlight entities objections to the receiver motion filed today and begin reviewing and analyzing same. [001] | 1.20 Hrs | \$438.00 |
| 10/23/09 | JH | Attention to aged payables. [001] | 0.30 Hrs | \$109.50 |
| 10/23/09 | JH | Attention to signed construction objection to receiver and analysis of same. [001] | 0.60 Hrs | \$219.00 |
| 10/23/09 | JH | Attention to strategizing in connection with receiver motion. [001] | 0.60 Hrs | \$219.00 |
| 10/23/09 | JH | Continued attention to supplemental Lehman affidavit. [001] | 0.50 Hrs | \$182.50 |
| 10/23/09 | JH | Revise supplemental Lehman affidavit. [001] | 0.40 Hrs | \$146.00 |
| 10/23/09 | JH | Review stipulations. [001] | 0.50 Hrs | \$182.50 |
| 10/23/09 | JH | Attention to protective advances issued. [001] | 0.60 Hrs | \$219.00 |
| 10/23/09 | JH | Telephone conference with Mr. James, Mr. Cook and Ms. Bindler. [001] | 0.50 Hrs | \$182.50 |
| 10/23/09 | WSC | Review Mr. Poole's and Moonlight entities objections to receiver motion. [001] | 4.00 Hrs | \$1,640.00 |
| 10/24/09 | WSC | Reviewed Opposition Papers and Supporting Affidavits. [001] | 2.50 Hrs | \$1,025.00 |
| 10/25/09 | JH | Telephone conference with Mr. Cook and Mr. James concerning the objections to the receiver motion. [001] | 0.10 Hrs | \$36.50 |
| 10/25/09 | JH | Continued attention to reviewing and analyzing all the opposition papers filed by the Moonlight entities and Mr. Poole, including the multiple affidavits annexed thereto. [001] | 3.90 Hrs | \$1,423.50 |
| 10/25/09 | WSC | Telephone conference with Messrs Holden and James regarding Opposition papers. [001] | 0.50 Hrs | \$205.00 |
| 10/25/09 | WSC | Continue to review Mr. Poole's and Moonlight entities opposition papers and affidavits thereto. [001] | 5.00 Hrs | \$2,050.00 |
| 10/25/09 | WSC | Telephone conference with Messrs. Holden and James regarding objections to receiver motion. [001] | 0.40 Hrs | \$164.00 |
| 10/26/09 | DHB | Review and comment on Supplemental Lehman Affidavit and review borrower's entity brief and send analysis to J. Holden. [001] | 2.50 Hrs | \$1,062.50 |
| 10/26/09 | DHB | Telephone conference call with local counsel. [001] | 0.20 Hrs | \$85.00 |
| 10/26/09 | JH | Attention to issues arising in connection with supplemental Lehman affidavit. [001] | 0.80 Hrs | \$292.00 |
| 10/26/09 | JH | Continued attention to reviewing all affidavits and papers filed in objection to the receiver motion and the analysis of same. [001] | 1.80 Hrs | \$657.00 |
| 10/26/09 | JH | Attention to multiple issues arising in connection with the receiver and multiple emails to and from Mr. James concerning same. [001] | 1.40 Hrs | \$511.00 |

Lehman Brothers Chapter 11 Bankruptcy

Re: Moonlight Basin Enforcement

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-------------|-------------|---|-------------|--------------|
| 10/26/09 | JH | Revise supplemental Lehman affidavit. [001] | 0.30 Hrs | \$109.50 |
| 10/26/09 | JH | Attention to construction lien settlement issues. [001] | 0.60 Hrs | \$219.00 |
| 10/26/09 | JH | Telephone conference with Mr. James concerning various issues related to the receiver. [001] | 0.10 Hrs | \$36.50 |
| 10/26/09 | WSC | Review construction lien settlement issues. [001] | 1.10 Hrs | \$451.00 |
| 10/26/09 | WSC | Telephone conference with client regarding receiver and construction liens. [001] | 1.00 Hrs | \$410.00 |
| 10/26/09 | WSC | Telephone conference with Mr. James concerning issues relating to receiver. [001] | 0.10 Hrs | \$41.00 |
| 10/26/09 | WSC | Telephone conference with Lehman regarding opposition papers. [001] | 1.00 Hrs | \$410.00 |
| 10/26/09 | WSC | Review issues in connection with receiver and correspondence from Mr. James regarding same. [001] | 0.90 Hrs | \$369.00 |
| 10/26/09 | WSC | Review opposition papers to receiver motion. [001] | 2.30 Hrs | \$943.00 |
| 10/27/09 | DHB | Correspondence with S. Brown [001] | 0.50 Hrs | \$212.50 |
| 10/27/09 | DHB | Review miscellaneous documents and e-mail correspondence regarding loan inception and borrower. [001] | 2.00 Hrs | \$850.00 |
| 10/27/09 | JH | Attention to issues in connection with the reply papers to be prepared in response to the opposition to the receiver motion. [001] | 1.50 Hrs | \$547.50 |
| 10/27/09 | JH | Attention to receiver issues. [001] | 0.40 Hrs | \$146.00 |
| 10/27/09 | JH | Review and revise stipulation concerning briefing in connection with the receiver order. [001] | 0.20 Hrs | \$73.00 |
| 10/27/09 | JH | Attention to construction lien issue. [001] | 0.80 Hrs | \$292.00 |
| 10/27/09 | JH | Continued attention to issues arising in connection with receiver motion. [001] | 0.60 Hrs | \$219.00 |
| 10/27/09 | JH | Continued attention to strategizing with respect to reply to the Moonlight Basin entities opposition to the receiver motion. [001] | 0.60 Hrs | \$219.00 |
| 10/27/09 | JH | Continued attention to analyzing opposition papers filed by Moonlight Basin entities and strategizing in connection with same. [001] | 1.10 Hrs | \$401.50 |
| 10/27/09 | JH | Attention to reviewing multiple underlying documents in connection with the reply papers to be filed. [001] | 1.90 Hrs | \$693.50 |
| 10/27/09 | JH | Attention to reviewing multiple documents supplied by client in connection with reply papers to be drafted on receiver motion. [001] | 1.10 Hrs | \$401.50 |
| 10/27/09 | WSC | Review and revise stipulation regarding receiver order and attention to strategy to Moonlight entities opposition to same. [001] | 1.50 Hrs | \$615.00 |
| 10/27/09 | WSC | Review construction lien issues. [001] | 0.50 Hrs | \$205.00 |
| 10/27/09 | WSC | Review documents in connection with reply to opposition. [001] | 1.20 Hrs | \$492.00 |

Lehman Brothers Chapter 11 Bankruptcy

Re: Moonlight Basin Enforcement

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-------------|-------------|--|-------------|--------------|
| 10/27/09 | WSC | Continue review of opposition papers by Moonlight entities and discuss strategy in connection with same. [001] | 2.00 Hrs | \$820.00 |
| 10/27/09 | WSC | Review opposition papers and outline response. [001] | 2.50 Hrs | \$1,025.00 |
| 10/27/09 | PG | Printed Estoppel certificates and loan documents for Ms. Bindler. [001] | 1.00 Hrs | \$195.00 |
| 10/28/09 | DHB | E-mail correspondence regarding entitlements memo and regarding lender advances at property. [001] | 0.50 Hrs | \$212.50 |
| 10/28/09 | DHB | Discuss nature of protective advances with J. Hill and J. Holden. [001] | 0.50 Hrs | \$212.50 |
| 10/28/09 | DHB | Review past due payable reports and requests for protective advances. [001] | 0.50 Hrs | \$212.50 |
| 10/28/09 | JH | Attention to past due payable report. [001] | 0.20 Hrs | \$73.00 |
| 10/28/09 | JH | Attention to membership escrow issue. [001] | 0.50 Hrs | \$182.50 |
| 10/28/09 | JH | Telephone conference with the appraiser concerning the receiver hearing. [001] | 0.20 Hrs | \$73.00 |
| 10/28/09 | JH | Continued attention to reviewing numerous documents supplied by client yesterday in response to Moonlight Basin's opposition to the receiver motion. [001] | 2.90 Hrs | \$1,058.50 |
| 10/28/09 | JH | Telephone conference with Lehman including Ms. Halpern, Mr. Buffa, Mr. Barry, Mr. Nastasi and Mr. Cook. [001] | 0.50 Hrs | \$182.50 |
| 10/28/09 | JH | Attention to Moonlight Basin's internal status memo. [001] | 0.20 Hrs | \$73.00 |
| 10/28/09 | JH | Review receiver order in connection with language proposed to be included by the receiver. [001] | 0.50 Hrs | \$182.50 |
| 10/28/09 | WSC | Attention to reviewing documents in response to Moonlight's opposition to receiver motion [001] | 2.00 Hrs | \$820.00 |
| 10/28/09 | WSC | Telephone conference with Lehman team and Mr. Holden. [001] | 0.50 Hrs | \$205.00 |
| 10/28/09 | WSC | Various telephone conferences with Lehman. [001] | 1.20 Hrs | \$492.00 |
| 10/28/09 | WSC | Review proposed language to receiver order. [001] | 0.50 Hrs | \$205.00 |
| 10/29/09 | DHB | Review entitlements memo. [001] | 0.60 Hrs | \$255.00 |
| 10/29/09 | DHB | Review advisory agreement, and miscellaneous lender/borrower correspondence. [001] | 1.60 Hrs | \$680.00 |
| 10/29/09 | DHB | Telephone conferences and e-mail correspondence with J. Holden, W. Cook, and D. James to discuss mechanic's liens, supplemental affidavits, due diligence necessary for receiver hearing. [001] | 2.00 Hrs | \$850.00 |
| 10/29/09 | DHB | Begin drafting supplemental affidavit. [001] | 0.20 Hrs | \$85.00 |

Lehman Brothers Chapter 11 Bankruptcy

Re: Moonlight Basin Enforcement

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|--------------------------|-------------|--|----------------|--------------|
| 10/29/09 | JH | Attention to reviewing Moonlight Basin's opposition to the motion for a receiver and drafting outline in anticipation of meeting with Lehman representations next week to discuss reply papers and supplemental Lehman affidavit in response. [001] | 2.90 Hrs | \$1,058.50 |
| 10/29/09 | JH | Telephone conference with Ryan Lund of the Doug Wilson Company concerning supplemental receiver affidavit and attention to supplemental Lehman affidavit issues. [001] | 0.40 Hrs | \$146.00 |
| 10/29/09 | WSC | Telephone conference with Mr. Buffa regarding Gilhool. [001] | 0.30 Hrs | \$123.00 |
| 10/29/09 | WSC | Review outline to motion. [001] | 1.20 Hrs | \$492.00 |
| 10/29/09 | WSC | Telephone conference with Messrs Holden, James and Lehman team regarding opposition to receiver motion and legal strategy. [001] | 0.50 Hrs | \$205.00 |
| 10/30/09 | JH | Attention to supplemental lender affidavit and proposed receiver budget in connection with same. [001] | 1.00 Hrs | \$365.00 |
| 10/30/09 | JH | Continued attention to issues in connection with reply papers in further support of motion for a receiver, and analysis of supplemental affidavit to be submitted by receiver in further support of motion. [001] | 1.50 Hrs | \$547.50 |
| 10/30/09 | WSC | Review various correspondence from Mr. James regarding receiver's visit to resort, proposed budget, supplemental affidavit and hearing logistics. [001] | 1.40 Hrs | \$574.00 |
| Asset Analysis Totals | | | 230.80 Hrs | \$89,523.50 |
| <u>Asset Disposition</u> | | | | |
| 10/30/09 | JH | Attention to several e-mails from Mr. James concerning the receiver's visit to the resort, the briefing stipulation, the supplemental affidavit, the proposed budget, the hearing logistics, etc., and analysis of same. [002] | 1.40 Hrs | \$511.00 |
| Asset Disposition Totals | | | 1.40 Hrs | \$511.00 |
| | | | TOTAL SERVICES | \$90,034.50 |

Lehman Brothers Chapter 11 Bankruptcy

Re: Moonlight Basin Enforcement

HOURLY RATE

| | | |
|---------------------|------------|-------------|
| Bindler, Deborah H. | 31.90 Hrs | \$13,557.50 |
| Holden, John | 104.30 Hrs | \$38,069.50 |
| Cote, Anna | 0.10 Hrs | \$23.50 |
| Cook Jr., Wayne S. | 91.90 Hrs | \$37,679.00 |
| Goldsmith, Paul | 1.00 Hrs | \$195.00 |
| Wiener, Susan | 3.00 Hrs | \$510.00 |
| | <hr/> | |
| | 232.20 Hrs | \$90,034.50 |

DISBURSEMENTS

Disbursements

Copying

| | |
|--------------|----------|
| Reproduction | \$624.00 |
|--------------|----------|

| | |
|----------------|----------|
| Copying Totals | \$624.00 |
|----------------|----------|

Telephone

| | |
|-----------|---------|
| Telephone | \$15.50 |
|-----------|---------|

| | |
|----------------------------|---------|
| Telephone - Reimbursements | \$33.85 |
|----------------------------|---------|

| | |
|------------------|---------|
| Telephone Totals | \$49.35 |
|------------------|---------|

Online research

| | |
|------------------------|----------|
| Lexis/Westlaw Research | \$168.86 |
|------------------------|----------|

| | |
|------------------------|----------|
| Online research Totals | \$168.86 |
|------------------------|----------|

Delivery Service/Messenger

| | |
|-------------------------|---------|
| Air Courier / Messenger | \$21.42 |
|-------------------------|---------|

| | |
|--------------|----------|
| Local Travel | \$415.14 |
|--------------|----------|

| | |
|-----------------------------------|----------|
| Delivery Service/Messenger Totals | \$436.56 |
|-----------------------------------|----------|

Local travel

| | |
|--------------|----------|
| Local Travel | \$-79.20 |
|--------------|----------|

| | |
|---------------------|----------|
| Local travel Totals | \$-79.20 |
|---------------------|----------|

Meals

Lehman Brothers Chapter 11 Bankruptcy

Re: Moonlight Basin Enforcement

DISBURSEMENTS

| | |
|-----------------------------|--------------------|
| Conference/Meeting Expenses | \$19.00 |
| Meals Totals | \$19.00 |
| Disbursements Totals | \$19.00 |
| TOTAL DISBURSEMENTS | \$1,218.57 |
| INVOICE TOTAL | <u>\$91,253.07</u> |

Lehman Brothers Chapter 11 Bankruptcy

Task Billing Summary Page

Re: Moonlight Basin Enforcement
File Number 0303694-0002184

| | Previous <u>Billed</u> | Current <u>Bill</u> | <u>Total</u> |
|-----------------------------|---------------------------|------------------------|--------------|
| Asset Analysis | 15,383.00 | 89,523.50 | 104,906.50 |
| Asset Disposition | | 511.00 | 511.00 |
| Subtotals | 15,383.00 | 90,034.50 | 105,417.50 |
| <u>Disbursements</u> | | | |
| Copying | 18.40 | 624.00 | 642.40 |
| Telephone | 0.75 | 49.35 | 50.10 |
| Online research | | 168.86 | 168.86 |
| Delivery Service/Messenger | 184.28 | 436.56 | 620.84 |
| Local travel | | -79.20 | -79.20 |
| Meals | | 19.00 | 19.00 |
| Subtotals | 203.43 | 1,218.57 | 1,422.00 |
| Totals | 15,586.43 | 91,253.07 | 106,839.50 |

November 9, 2009

Bill Number 73145

File Number 0303694-0002190

Lehman Brothers Chapter 11 Bankruptcy
1271 Avenue of the Americas - 46th Floor
New York, NY 10020

**FOR PROFESSIONAL SERVICES RENDERED
FOR THE PERIOD**

October 1 through 31, 2009

Re: Storage Deluxe

SERVICES

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-----------------------|-------------|---|-----------------------|----------------|
| <u>Asset Analysis</u> | | | | |
| 10/21/09 | TAB | Telephone conference with Mr. Barry regarding NY lien priority issues with respect to potential foreclosure of various project loan and acquisition loan facilities held by Lehman Brothers. [001] | 0.20 Hrs | \$99.00 |
| Asset Analysis Totals | | | 0.20 Hrs | \$99.00 |
| | | | TOTAL SERVICES | \$99.00 |

HOURLY RATE

| | | |
|--------------------|----------|---------------|
| Banahan, Thomas A. | 0.20 Hrs | \$99.00 |
| | <hr/> | <hr/> |
| | 0.20 Hrs | \$99.00 |
| | <hr/> | <hr/> |
| | | INVOICE TOTAL |
| | | <hr/> |
| | | \$99.00 |

Lehman Brothers Chapter 11 Bankruptcy

Task Billing Summary Page

Re: Storage Deluxe
File Number 0303694-0002190

| | <u>Previous Billed</u> | <u>Current Bill</u> | <u>Total</u> |
|----------------|----------------------------|-------------------------|--------------|
| Asset Analysis | 6,505.50 | 99.00 | 6,604.50 |
| Subtotals | 6,505.50 | 99.00 | 6,604.50 |
| Totals | 6,505.50 | 99.00 | 6,604.50 |

November 9, 2009

Bill Number 73146

File Number 0303694-0002192

Lehman Brothers Chapter 11 Bankruptcy
1271 Avenue of the Americas - 46th Floor
New York, NY 10020

**FOR PROFESSIONAL SERVICES RENDERED
FOR THE PERIOD**

October 1 through 31, 2009

Re: 25/45 Broad Street

SERVICES

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-----------------------|-------------|--|-------------|--------------|
| <u>Asset Analysis</u> | | | | |
| 10/01/09 | KP | Review of e-mail regarding comments to various forms of purchase order; draft revisions to purchase orders and transmit; revise template form of architect's agreement. [001] | 3.00 Hrs | \$1,260.00 |
| 10/01/09 | SM | Commenced drafting motion to compel transfer of tenant letters of credit. [001] | 2.10 Hrs | \$766.50 |
| 10/01/09 | SM | Reviewed court notification regarding motion to withdraw as counsel. [001] | 0.10 Hrs | \$36.50 |
| 10/02/09 | MAS | Conference with client; review and revise affidavit in support of motion. [001] | 0.60 Hrs | \$264.00 |
| 10/02/09 | RN | Utilize Westlaw to retrieve caselaw. [001] | 0.80 Hrs | \$132.00 |
| 10/02/09 | SM | Telephone conference with Mr. Hudson regarding filing and refiling of motion to withdraw as Swig's counsel. [001] | 0.10 Hrs | \$36.50 |
| 10/02/09 | SM | Reviewed letters of credit, receiver order and statutory provisions regarding transfer of letters of credit. [001] | 1.40 Hrs | \$511.00 |
| 10/02/09 | SM | Drafted demand for transfers of letter of credit. [001] | 1.80 Hrs | \$657.00 |
| 10/02/09 | SM | Reviewed e-mail from the receiver regarding Bobby Van's rent credit. [001] | 0.10 Hrs | \$36.50 |
| 10/02/09 | SM | Drafted e-mail to Ms. Hay regarding draft affidavit for receiver motion. [001] | 0.10 Hrs | \$36.50 |
| 10/02/09 | SM | Reviewed court notification regarding motion date. [001] | 0.10 Hrs | \$36.50 |
| 10/02/09 | SM | Drafted e-mails to and reviewed e-mails from Ms. Czervionke regarding telephone conference with Ms. Hay. [001] | 0.10 Hrs | \$36.50 |

Lehman Brothers Chapter 11 Bankruptcy

Re: 25/45 Broad Street

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-------------|-------------|---|-------------|--------------|
| 10/02/09 | SM | Reviewed motion in 45 Broad foreclosure action to be relieved as counsel. [001] | 0.10 Hrs | \$36.50 |
| 10/02/09 | SM | Reviewed correspondence regarding Bobby Van's rent reduction. [001] | 0.10 Hrs | \$36.50 |
| 10/02/09 | SM | Drafted affirmation in partial opposition to motion in 25 Broad foreclosure action to be relieved as counsel. [001] | 0.80 Hrs | \$292.00 |
| 10/02/09 | SM | Reviewed motion in 25 Broad foreclosure action to be relieved as counsel. [001] | 0.10 Hrs | \$36.50 |
| 10/02/09 | SM | Telephone conference with Ms. Hay regarding land-use issues. [001] | 0.20 Hrs | \$73.00 |
| 10/02/09 | SM | Drafted e-mails to and reviewed e-mails from counsel for Site Safety regarding default judgment. [001] | 0.10 Hrs | \$36.50 |
| 10/02/09 | SM | Telephone call from counsel for Site Safety regarding default judgment. [001] | 0.10 Hrs | \$36.50 |
| 10/03/09 | SM | Drafted numerous e-mails to and reviewed e-mails from Messrs. Thomas, Brusco and Slama regarding incorrect collateral listed in UCC financing statements and regarding 45 Broad receiver motion. [001] | 0.20 Hrs | \$73.00 |
| 10/05/09 | MAS | Review issues regarding tenant letters of credit and receiver's approval of same. [001] | 0.30 Hrs | \$132.00 |
| 10/05/09 | JH | Conference with Mr. Thomas; review and revise affidavit and review memo of law in connection with same. [001] | 2.80 Hrs | \$1,022.00 |
| 10/05/09 | SM | Telephone conference with land-use counsel regarding affidavit of Mr. Brusco in support of a receiver. [001] | 0.40 Hrs | \$146.00 |
| 10/05/09 | SM | Reviewed and analyzed motion by the 25 Broad receiver for appointment of counsel. [001] | 0.20 Hrs | \$73.00 |
| 10/05/09 | SM | Revised motion for appointment of a receiver for 45 Broad. [001] | 3.20 Hrs | \$1,168.00 |
| 10/05/09 | SM | Drafted e-mail to Mr. Gagliano regarding draft demand letter for transfer of letter of credit. [001] | 0.10 Hrs | \$36.50 |
| 10/05/09 | SM | Reviewed e-mail exchange between Messrs. Thomas and Stempel regarding UCC filing issues. [001] | 0.10 Hrs | \$36.50 |
| 10/05/09 | SM | Reviewed and analyzed defendant Alpha Interior's interrogatories. [001] | 0.20 Hrs | \$73.00 |
| 10/05/09 | SM | Reviewed and analyzed defendant Alpha Interior's subpeona for documents from Falcon Pacific. [001] | 0.20 Hrs | \$73.00 |
| 10/05/09 | SM | Reviewed letter regarding demand for transfer of letter of credit. [001] | 0.30 Hrs | \$109.50 |
| 10/05/09 | SM | Drafted e-mails to and reviewed e-mails from land-use counsel regarding motion for receiver. [001] | 0.10 Hrs | \$36.50 |
| 10/05/09 | SM | Reviewed and analyzed defendant Alpha Interior's notice for discovery and inspection. [001] | 0.20 Hrs | \$73.00 |

Lehman Brothers Chapter 11 Bankruptcy

Re: 25/45 Broad Street

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-------------|-------------|---|-------------|--------------|
| 10/05/09 | SM | Telephone conference with counsel for the title company regarding request for additional information. [001] | 0.10 Hrs | \$36.50 |
| 10/05/09 | SM | Telephone conference with Mr. Thomas regarding revisions to affidavit of Mr. Brusco in support of motion for a receiver. [001] | 0.50 Hrs | \$182.50 |
| 10/05/09 | PG | Drafted UCC-3 for Mr. Zoffinger. [001] | 0.50 Hrs | \$97.50 |
| 10/06/09 | MAS | Review of preliminary conference request from defendant and respond to same. [001] | 0.30 Hrs | \$132.00 |
| 10/06/09 | RZ | Review UCC financing statement in connection with Negative Pledge Agreement and conference with Mr. Thomas on modification of UCC financing statement. [001] | 0.70 Hrs | \$245.00 |
| 10/06/09 | JH | Continued attention to revising affidavit in support of receiver. [001] | 3.50 Hrs | \$1,277.50 |
| 10/06/09 | KP | Attention to Lizardo's addendum; e-mail exchange with client; review sub-contractors contract. [001] | 1.30 Hrs | \$546.00 |
| 10/06/09 | SM | Telephone conference with Ms. Czervionke regarding defendant Seasons Contracting's request for a preliminary conference and possibility of a meeting with Seasons and motion for a receiver. [001] | 0.30 Hrs | \$109.50 |
| 10/06/09 | SM | Reviewed file and drafted demand to Intessa Sanpaolo for transfer of letter of credit to the receiver. [001] | 0.50 Hrs | \$182.50 |
| 10/06/09 | SM | Revised memorandum of law in support of application for a receiver. [001] | 1.80 Hrs | \$657.00 |
| 10/06/09 | SM | Reviewed defendant Seasons Contracting's request for a preliminary conference. [001] | 0.10 Hrs | \$36.50 |
| 10/06/09 | SM | Telephone conferences with Mr. Holden regarding revisions to affidavit of Mr. Brusco. [001] | 0.20 Hrs | \$73.00 |
| 10/06/09 | SM | Drafted e-mails to and reviewed e-mails from Mr. Brusco regarding motions filed by Swig's counsel and Judge assignment. [001] | 0.10 Hrs | \$36.50 |
| 10/06/09 | SM | Reviewed e-mail from Mr Holden regarding revisions to receiver motion. [001] | 0.20 Hrs | \$73.00 |
| 10/06/09 | SM | Drafted e-mails to and reviewed e-mails from Ms. Czervionke regarding new building application for 45 Broad. [001] | 0.10 Hrs | \$36.50 |
| 10/06/09 | SM | Review of and revisions to affidavit of Mr. Brusco in support of receiver application (multiple drafts). [001] | 2.30 Hrs | \$839.50 |
| 10/06/09 | SM | Telephone conference with Ms. Hay regarding new building application for 45 Broad. [001] | 0.10 Hrs | \$36.50 |
| 10/06/09 | SM | Drafted e-mail to Mr. Gagliano regarding demand for transfer of letter of credit. [001] | 0.10 Hrs | \$36.50 |
| 10/06/09 | SM | Revised demand to Bank of America for transfer of letter of credit to the receiver. [001] | 0.10 Hrs | \$36.50 |

Lehman Brothers Chapter 11 Bankruptcy

Re: 25/45 Broad Street

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-------------|-------------|--|-------------|--------------|
| 10/06/09 | SM | Telephone conference with Mr. Gagliano regarding issues with transfer of letters of credit and demand for same. [001] | 0.30 Hrs | \$109.50 |
| 10/06/09 | SM | Revised affirmation in partial opposition to Swig's counsel's motion to withdraw as counsel in the 25 foreclosure action. [001] | 0.10 Hrs | \$36.50 |
| 10/06/09 | SM | Drafted affirmation in partial opposition to Swig's counsel's motion to withdraw as counsel in the 45 Broad foreclosure action. [001] | 0.20 Hrs | \$73.00 |
| 10/06/09 | SM | Drafted and filed affirmation in partial opposition to Swig's counsel's motion to withdraw as counsel in the mezzanine loan CPLR 3213 action. [001] | 0.30 Hrs | \$109.50 |
| 10/07/09 | RZ | Review UCC 3 amendment to financing statement [001] | 0.60 Hrs | \$210.00 |
| 10/07/09 | KP | Attention to various contract issues. [001] | 1.00 Hrs | \$420.00 |
| 10/07/09 | SM | Reviewed court notification regarding appearance for motion to withdraw as counsel. [001] | 0.10 Hrs | \$36.50 |
| 10/07/09 | PG | Correspondence with Mr. Zoffinger and CT regarding UCC-3 amendment form. [001] | 0.50 Hrs | \$97.50 |
| 10/08/09 | JH | Revise Brusco affidavit. [001] | 0.80 Hrs | \$292.00 |
| 10/08/09 | KP | Generally engaged in construction related matters, including participation in all-hands conference call regarding status of contracts; office conference with Mr. Mizrahi regarding designation of Gagliano as receiver of property; e-mail to Mr. Mizrahi regarding Gagliano status; attention to various contract addenda (Hillman, etc.) Attention to Martinelli voicemail and e-mail. [001] | 8.80 Hrs | \$3,696.00 |
| 10/08/09 | SM | Drafted e-mails to and reviewed e-mails from Mr. Piirimae regarding scope of receivership. [001] | 0.10 Hrs | \$36.50 |
| 10/08/09 | SM | Reviewed e-mail from Mr. Holden regarding revisions to receiver motion. [001] | 0.10 Hrs | \$36.50 |
| 10/08/09 | SM | Reviewed Mr. Brusco's comments to the motion for a receiver. [001] | 0.10 Hrs | \$36.50 |
| 10/08/09 | SM | Reviewed Court notification regarding adjournment of Swig's counsel's motions. [001] | 0.10 Hrs | \$36.50 |
| 10/08/09 | SM | Drafted e-mails to and reviewed e-mails from Mr. Slama regarding receivership issues relating to construction contracts. [001] | 0.10 Hrs | \$36.50 |
| 10/08/09 | SM | Reviewed correspondence from Mr. D'Addario regarding Mr. Gagliano's application for counsel. [001] | 0.10 Hrs | \$36.50 |
| 10/08/09 | SM | Drafted e-mails to and reviewed e-mails from Mr. Gagliano regarding scope of receivership. [001] | 0.10 Hrs | \$36.50 |
| 10/08/09 | SM | Reviewed e-mail from Ms. Czervionke regarding revisions to affidavit for a receiver. [001] | 0.10 Hrs | \$36.50 |

Lehman Brothers Chapter 11 Bankruptcy

Re: 25/45 Broad Street

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-------------|-------------|---|-------------|--------------|
| 10/09/09 | MAS | Review court notices regarding argument and response from counsel. [001] | 0.10 Hrs | \$44.00 |
| 10/09/09 | JH | Continued attention to revising Brusco affidavit. [001] | 0.50 Hrs | \$182.50 |
| 10/09/09 | KP | Attention to various addenda and related matters, including drafting and revision of Goldstein addendum, review of Goldstein contract, review of insurance provisions; e-mail exchange with Mr. Goldstein regarding lien waivers and related matters; research regarding NY lien waivers and related issues. [001] | 4.70 Hrs | \$1,974.00 |
| 10/09/09 | SM | Reviewed court notifications regarding adjournment of motions to withdraw. [001] | 0.10 Hrs | \$36.50 |
| 10/09/09 | SM | Reviewed revised affidavit of Mr. Brusco. [001] | 0.20 Hrs | \$73.00 |
| 10/12/09 | JH | Telephone conference with Mr. Brusco. [001] | 0.10 Hrs | \$36.50 |
| 10/12/09 | SM | Reviewed revised draft affidavit of Mr. Brusco in support of motion for a receiver. [001] | 0.20 Hrs | \$73.00 |
| 10/12/09 | SM | Reviewed emails from Mr. Holden regarding revisions to Mr. Brusco's affidavit. [001] | 0.10 Hrs | \$36.50 |
| 10/13/09 | MAS | Draft, revise and finalize motion for receiver and review additional exhibits for motion. [001] | 1.60 Hrs | \$704.00 |
| 10/13/09 | MAS | Multiple communications with client and receiver concerning scaffold issues, permits and construction manager agreement. [001] | 0.50 Hrs | \$220.00 |
| 10/13/09 | JH | Attention to receiver motion issue. [001] | 0.50 Hrs | \$182.50 |
| 10/13/09 | LD | Attention of motion for 45 Broad Street. [001] | 0.60 Hrs | \$102.00 |
| 10/13/09 | SM | Revised memorandum of law for receiver appointment. [001] | 1.60 Hrs | \$584.00 |
| 10/13/09 | SM | Drafted e-mails to and reviewed e-mails from Mr. Holden regarding motion papers for receiver application. [001] | 0.10 Hrs | \$36.50 |
| 10/13/09 | SM | Drafted e-mails to and reviewed e-mails from Ms. Mattoon regarding her Part 36 appointment. [001] | 0.10 Hrs | \$36.50 |
| 10/13/09 | SM | Drafted notice of motion for receiver appointment. [001] | 0.40 Hrs | \$146.00 |
| 10/13/09 | SM | Drafted proposed order appointing a receiver. [001] | 1.70 Hrs | \$620.50 |
| 10/13/09 | CJS | Review and revise Order for motion for Receiver for 45 Broad. Review and revise Memo of Law. [001] | 4.00 Hrs | \$920.00 |
| 10/14/09 | MAS | Draft outline of litigation action items and zoning issues as well as revisions to outstanding action items concerning collateral and receiver for 45 Broad Street. [001] | 1.10 Hrs | \$484.00 |
| 10/14/09 | SM | Telephone conference with receiver regarding letters of credit and motion for appointment of counsel. [001] | 0.20 Hrs | \$73.00 |
| 10/14/09 | SM | Telephone call to proposed counsel for the receiver regarding motion papers. [001] | 0.10 Hrs | \$36.50 |
| 10/14/09 | SM | Analyze proposed settlement offer and strategize regarding counter offers. [001] | 0.40 Hrs | \$146.00 |

Lehman Brothers Chapter 11 Bankruptcy

Re: 25/45 Broad Street

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-------------|-------------|---|-------------|--------------|
| 10/14/09 | SM | Continued drafting extensive discovery demands on defendants. [001] | 3.30 Hrs | \$1,204.50 |
| 10/14/09 | SM | Telephone conference with the receiver regarding tenant issues and letters of credit. [001] | 0.20 Hrs | \$73.00 |
| 10/14/09 | SM | Reviewed letter from the receiver. [001] | 0.10 Hrs | \$36.50 |
| 10/14/09 | SM | Draft affirmation in response to the receiver's motion. [001] | 0.80 Hrs | \$292.00 |
| 10/15/09 | SM | Telephone conference with Mr. Skaller, proposed counsel for the receiver. [001] | 0.10 Hrs | \$36.50 |
| 10/15/09 | SM | Reviewed court notifications regarding submissions of Swig's counsel's motions to withdraw. [001] | 0.10 Hrs | \$36.50 |
| 10/15/09 | SM | Reviewed correspondence from Mr. Skaller to Justice Goodman. [001] | 0.10 Hrs | \$36.50 |
| 10/15/09 | SM | Reviewed retainer letter between receiver and Mr. Skaller. [001] | 0.10 Hrs | \$36.50 |
| 10/15/09 | SM | Drafted e-mail to Mr. Brusco regarding 45 Broad receiver motion. [001] | 0.10 Hrs | \$36.50 |
| 10/15/09 | SM | Drafted e-mails to and reviewed e-mails from Mr. Holden regarding filing of receiver motion. [001] | 0.10 Hrs | \$36.50 |
| 10/15/09 | SM | Drafted e-mail to Mr. Azer regarding 45 Broad receiver motion. [001] | 0.10 Hrs | \$36.50 |
| 10/15/09 | CJS | Review and revise discovery demands on Fine Construction Specialties LLC [001] | 0.50 Hrs | \$115.00 |
| 10/16/09 | JH | Continued attention to motion papers. [001] | 0.50 Hrs | \$182.50 |
| 10/16/09 | SM | Reviewed court notification regarding scheduling of preliminary conference. [001] | 0.10 Hrs | \$36.50 |
| 10/16/09 | SM | Reviewed e-mail from Mr. Holden regarding preparation of receiver motion for filing. [001] | 0.10 Hrs | \$36.50 |
| 10/19/09 | M H | Answered motion calendar in Supreme Court New County and submitted reply affidavit of Samuel Mizrahi [001] | 1.00 Hrs | \$175.00 |
| 10/19/09 | MAS | Review motions for court conference before Justice Kapnick. [001] | 0.40 Hrs | \$176.00 |
| 10/19/09 | MAS | Conference call with court and counsel concerning summary judgment motion and motion to withdraw as counsel. [001] | 0.60 Hrs | \$264.00 |
| 10/19/09 | MAS | Review preliminary conference notice. [001] | 0.10 Hrs | \$44.00 |
| 10/19/09 | MAS | Follow up with receiver regarding letters of credit and removal of tenants at property. [001] | 0.20 Hrs | \$88.00 |

Lehman Brothers Chapter 11 Bankruptcy

Re: 25/45 Broad Street

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-------------|-------------|--|-------------|--------------|
| 10/19/09 | LD | Attention to pleading board for 25 Mezzanine Loan. [001] | 0.30 Hrs | \$51.00 |
| 10/19/09 | LD | Attention to Pleading board for 25 Broad Street. [001] | 0.30 Hrs | \$51.00 |
| 10/19/09 | LD | Attention to pleading board for 45 Broad Street. [001] | 0.90 Hrs | \$153.00 |
| 10/19/09 | SM | Reviewed receiver's report. [001] | 0.10 Hrs | \$36.50 |
| 10/19/09 | SM | Drafted e-mail to Mr. Slama regarding scheduling of preliminary conference. [001] | 0.10 Hrs | \$36.50 |
| 10/19/09 | SM | Reviewed court notification regarding scheduling of motion for a receiver. [001] | 0.10 Hrs | \$36.50 |
| 10/19/09 | SM | Telephone conference with Mr. Skaller regarding scope of receiver's duties. [001] | 0.10 Hrs | \$36.50 |
| 10/19/09 | SM | Reviewed receiver order regarding scope of duties for construction activities. [001] | 0.20 Hrs | \$73.00 |
| 10/19/09 | SM | Drafted e-mail to Mr. Skaller regarding receiver order. [001] | 0.10 Hrs | \$36.50 |
| 10/19/09 | SM | Drafted e-mails to and reviewed e-mails from Mr. McDermott regarding telephone conference with Justice Kapnick. [001] | 0.10 Hrs | \$36.50 |
| 10/19/09 | SM | Attention to drafting discovery demands upon all mechanic's lienors with Ms. Sorbera. [001] | 5.20 Hrs | \$1,898.00 |
| 10/19/09 | SM | Telephone call from Mr. McDermott regarding request for conference from Justice Kapnick. [001] | 0.10 Hrs | \$36.50 |
| 10/19/09 | SM | Drafted e-mails to and reviewed e-mails from Mr. Slama regarding telephone conference with Justice Kapnick concerning pending motions in CPLR 3213 action. [001] | 0.10 Hrs | \$36.50 |
| 10/19/09 | CJS | Draft discovery demands (Interrogatories and Notice of Demand for Discovery and Inspection) on Nova Development Group, Inc., Fine Construction Specialties LLC, Pinnacle Contractors of NY, Inc., Marjam Supply Co., Inc., Alpha Interiors Inc., European Contracting Group LLC, Shehadi Commercial Carpet & Flooring, Seasons Industrial Contracting Corp., Olympia Plumbing and Heating Corp., Mele Contracting Management, Inc., Commercial Floor Specialist Ltd, and Environmental Consulting & Management Services, Inc. [001] | 8.30 Hrs | \$1,909.00 |
| 10/19/09 | PG | Email correspondence with select parties regarding UCC-3 amendment filed. [001] | 0.50 Hrs | \$97.50 |
| 10/20/09 | MAS | Review of court order for responses to client's inquiries. [001] | 0.30 Hrs | \$132.00 |
| 10/20/09 | MAS | Draft response to adjournment request. [001] | 0.30 Hrs | \$132.00 |
| 10/20/09 | MAS | Strategy conference with client concerning receivership. [001] | 0.30 Hrs | \$132.00 |
| 10/20/09 | MAS | Communications with court and counsel. [001] | 0.30 Hrs | \$132.00 |

Lehman Brothers Chapter 11 Bankruptcy

Re: 25/45 Broad Street

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-------------|-------------|---|-------------|--------------|
| 10/20/09 | SM | Reviewed court notification regarding adjournment of motion to withdraw as counsel. [001] | 0.10 Hrs | \$36.50 |
| 10/20/09 | SM | Reviewed Deutsche Bank complaint against Mr. Swig. [001] | 0.10 Hrs | \$36.50 |
| 10/20/09 | SM | Attention to preparation and service of discovery demands on all mechanic's lienors. [001] | 1.60 Hrs | \$584.00 |
| 10/20/09 | CJS | Draft discovery demands (Interrogatories and Notice of Demand for Discovery and Inspection) on Nova Development Group, Inc., Fine Construction Specialties LLC, Pinnacle Contractors of NY, Inc., Marjam Supply Co., Inc., Alpha Interiors Inc., European Contracting Group LLC, Shehadi Commercial Carpet & Flooring, Seasons Industrial Contracting Corp., Olympia Plumbing and Heating Corp., Mele Contracting Management, Inc., Commercial Floor Specialist Ltd, and Environmental Consulting & Management Services, Inc. Draft letters serving discovery. [001] | 3.50 Hrs | \$805.00 |
| 10/21/09 | MAS | Communications with counsel for receiver regarding matters relating to contract, receiver powers and execution of agreements pertaining to property and report same to client as well as review and analysis of order to respond to client inquiries. [001] | 0.60 Hrs | \$264.00 |
| 10/21/09 | SM | Reviewed filed affidavit of service of motion papers upon Mr. Swig. [001] | 0.10 Hrs | \$36.50 |
| 10/21/09 | SM | Telephone conference with counsel for Mr. Swig regarding pending motions. [001] | 0.30 Hrs | \$109.50 |
| 10/21/09 | SM | Drafted e-mails to and reviewed e-mails from Mr. Slama regarding letter to Judge Kapnick regarding adjournment CPLR 3213 motion. [001] | 0.10 Hrs | \$36.50 |
| 10/22/09 | MAS | Revise, draft and finalize various discovery demands and action. [001] | 0.80 Hrs | \$352.00 |
| 10/22/09 | MAS | Follow up regarding enforcement of title claim and defense by title company. [001] | 0.30 Hrs | \$132.00 |
| 10/22/09 | SM | Drafted e-mail to Ms. Czervionke and Mr. Brusco regarding title company request for closing file. [001] | 0.10 Hrs | \$36.50 |
| 10/22/09 | SM | Telephone call to Ms. Czervionke regarding title company request for closing file. [001] | 0.10 Hrs | \$36.50 |
| 10/22/09 | SM | Drafted e-mails to and reviewed e-mails from counsel for title company regarding title claims. [001] | 0.40 Hrs | \$146.00 |
| 10/22/09 | SM | Reviewed correspondence from counsel for a person injury defendant injured at the property. [001] | 0.10 Hrs | \$36.50 |
| 10/22/09 | SM | Drafted e-mails to and reviewed e-mails from Mr. Goldstein regarding receivership issues relating to lawsuits against 25 Broad, LLC. [001] | 0.10 Hrs | \$36.50 |

Lehman Brothers Chapter 11 Bankruptcy

Re: 25/45 Broad Street

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-------------|-------------|--|-------------|--------------|
| 10/22/09 | SM | Attention to forwarding discovery demands to Mr. Azer. [001] | 0.10 Hrs | \$36.50 |
| 10/23/09 | SM | Telephone conference with Mr. Hudson regarding appearance for receiver motion for 45 Broad. [001] | 0.10 Hrs | \$36.50 |
| 10/26/09 | M H | Answered motion calendar in Supreme Court New York County [001] | 1.00 Hrs | \$175.00 |
| 10/26/09 | MAS | Address outstanding motion and rescheduled hearing date as well as agenda for November 12 court conference. [001] | 0.30 Hrs | \$132.00 |
| 10/26/09 | SM | Drafted e-mails to and reviewed e-mails from Ms. Czervionke regarding 45 Broad receiver motion status. [001] | 0.10 Hrs | \$36.50 |
| 10/26/09 | SM | Reviewed Court notification regarding preliminary conference. [001] | 0.10 Hrs | \$36.50 |
| 10/26/09 | SM | Reviewed emails from Ms. Sorbera regarding discovery demands for mechanic's liens. [001] | 0.10 Hrs | \$36.50 |
| 10/26/09 | SM | Telephone conference with Mr. Hudson regarding follow up on court hearing for 45 Broad receiver motion. [001] | 0.10 Hrs | \$36.50 |
| 10/26/09 | SM | Telephone conference with Ms. Czervionke regarding union issues and receiver issues. [001] | 0.30 Hrs | \$109.50 |
| 10/27/09 | MAS | Conferences with client regarding court order and need to clarify receiver's duties in effectuating receivership obligations and duties. [001] | 0.70 Hrs | \$308.00 |
| 10/27/09 | MAS | Extensive conferences with receiver and receiver's counsel concerning court order and completion of work at property by receiver consistent with order of appointment; review of legal precedents concerning receiver's powers and authority. [001] | 1.50 Hrs | \$660.00 |
| 10/27/09 | SM | Drafted e-mails to and reviewed e-mails from Ms. Czervionke. [001] | 0.10 Hrs | \$36.50 |
| 10/27/09 | SM | Telephone conference with Ms. Czervionke and Mr. Slama regarding construction and receivership issues. [001] | 0.50 Hrs | \$182.50 |
| 10/27/09 | SM | Telephone conference with Mr. Skaller regarding receivership issues and scope of order. [001] | 0.40 Hrs | \$146.00 |
| 10/27/09 | SM | Drafted e-mails to and reviewed e-mails from Mr. Skaller. [001] | 0.10 Hrs | \$36.50 |
| 10/27/09 | SM | Reviewed court notification regarding submission of motion for receiver. [001] | 0.10 Hrs | \$36.50 |
| 10/27/09 | SM | Reviewed e-mail from Mr. Brusco regarding call to discuss receiver issues. [001] | 0.10 Hrs | \$36.50 |
| 10/27/09 | SM | Continued reviewing answers and drafting voluminous discovery demands to Kent Swig. [001] | 3.40 Hrs | \$1,241.00 |

Lehman Brothers Chapter 11 Bankruptcy

Re: 25/45 Broad Street

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-------------|-------------|---|-------------|--------------|
| 10/27/09 | SM | Telephone conferences with Ms. Czervionke regarding proposed meeting. [001] | 0.30 Hrs | \$109.50 |
| 10/27/09 | CJS | Compare Swig Answer to 25 Broad Complaint against Swig Answer to 45 Broad Complaint in preparation of drafting discovery demands on Swig in the 25 Broad action. [001] | 1.20 Hrs | \$276.00 |
| 10/28/09 | MAS | Extensive communications with receiver and counsel concerning receivership and contracts for demolition and reconstruction of property; negotiate terms of agreement and address inclusion of terms into contract. [001] | 1.60 Hrs | \$704.00 |
| 10/28/09 | MAS | Prepare for meeting with client and receiver. [001] | 1.10 Hrs | \$484.00 |
| 10/28/09 | MAS | Strategy conference with client concerning structure of contracts and meeting with receiver and counsel. [001] | 0.60 Hrs | \$264.00 |
| 10/28/09 | LD | Attention to documents for meeting. [001] | 0.20 Hrs | \$34.00 |
| 10/28/09 | SM | Reviewed e-mail from Counsel for Nova regarding notice of pendency. [001] | 0.10 Hrs | \$36.50 |
| 10/28/09 | SM | Drafted e-mails to and reviewed e-mails from Mr. Gagliano. [001] | 0.10 Hrs | \$36.50 |
| 10/28/09 | SM | Lengthy communications with receiver and counsel concerning receivership and contracts for demolition and reconstruction of property; negotiate terms of agreement and address inclusion of terms into contract. [001] | 1.60 Hrs | \$584.00 |
| 10/28/09 | SM | Preparation for meeting with Lehman and the receiver. [001] | 1.00 Hrs | \$365.00 |
| 10/28/09 | SM | Reviewed order denying appointing Mr. Skaller as counsel for the receiver. [001] | 0.10 Hrs | \$36.50 |
| 10/28/09 | SM | Drafted e-mails to and reviewed e-mails from Ms. Czervionke regarding proposed meeting. [001] | 0.10 Hrs | \$36.50 |
| 10/28/09 | SM | Drafted e-mails to and reviewed e-mails from Mr. Skaller regarding receiver motion papers and review file regarding same. [001] | 0.20 Hrs | \$73.00 |
| 10/28/09 | SM | Reviewed court order denying Pollack and Kaminsky's motion to be relieved as counsel for Swig in the 45 Broad action. [001] | 0.10 Hrs | \$36.50 |
| 10/28/09 | SM | Reviewed court order denying Pollack and Kaminsky's motion to be relieved as counsel for Swig in the 25 Broad action. [001] | 0.10 Hrs | \$36.50 |
| 10/28/09 | SM | Telephone conference with Mr. Brusco and Ms. Czervionke. [001] | 0.70 Hrs | \$255.50 |

Lehman Brothers Chapter 11 Bankruptcy

Re: 25/45 Broad Street

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|------------------------------|-------------|--|-------------------|--------------------|
| 10/28/09 | CJS | Draft interrogatories and demand for documents on Swig in the 25 Broad action. [001] | 4.80 Hrs | \$1,104.00 |
| 10/29/09 | MAS | Attend meeting with Lehman, receiver, receiver's counsel and follow up with counsel and receiver regarding court approval for contractors as well as payments for required work and discharge of duties under court order. [001] | 2.20 Hrs | \$968.00 |
| 10/29/09 | MAS | Final preparation for meeting with receiver and counsel. [001] | 0.80 Hrs | \$352.00 |
| 10/29/09 | SM | Drafted e-mails to and reviewed e-mails from Ms. Mattoon regarding the receiver motion for 45 Broad. [001] | 0.10 Hrs | \$36.50 |
| 10/29/09 | SM | Attend meeting with Lehman, receiver, receiver's counsel and follow up with counsel and receiver regarding court approval for contractors as well as payments for required work and discharge of duties under court order. [001] | 2.20 Hrs | \$803.00 |
| 10/29/09 | SM | Telephone call from Ms. Mattoon regarding the status of her proposed receiver appointment for 45 Broad. [001] | 0.10 Hrs | \$36.50 |
| 10/29/09 | SM | Drafted e-mails to and reviewed e-mails from Ms. Sorbera regarding service of discovery demands. [001] | 0.10 Hrs | \$36.50 |
| 10/29/09 | SM | Traveled to and from Lehman's offices for meeting with Lehman and the receiver. [001] | 3.40 Hrs | \$1,241.00 |
| 10/30/09 | M H | Served by hand Plaintiffs demand for discovery and inspection and plaintiff's first set of interrogatories and plaintiff's demand for discovery and inspection on defendant Kent M. Swig's attorney Martin I. Kaminsky at Pollack & Kaminsky at 245 Park Avenue, New York in Cases Lehman Brothers vs 25 Broad LLC and Lehman Brothers vs. 45 Broad LLC [001] | 0.60 Hrs | \$105.00 |
| 10/30/09 | MAS | Follow up communications with counsel, receiver and client concerning contract and court order; address outstanding payments due from tenants and occupants at property. [001] | 0.50 Hrs | \$220.00 |
| 10/30/09 | SM | Reviewed correspondence between Messrs. Slama and Skaller regarding construction contracts. [001] | 0.10 Hrs | \$36.50 |
| Asset Analysis Totals | | | 133.00 Hrs | \$46,541.50 |

Case Administration

Lehman Brothers Chapter 11 Bankruptcy

Re: 25/45 Broad Street

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-------------|-------------|---|----------------|--------------|
| 10/16/09 | M H | Filed plaintiff's notice of motion for appointment of receiver in Supreme Court, New York County [004] | 1.00 Hrs | \$175.00 |
| | | Case Administration Totals | 1.00 Hrs | \$175.00 |
| | | <u>Financing</u> | | |
| 10/05/09 | RZ | Review Negative Pledge Agreement in connection with revision to UCC financing statement. [009] | 0.80 Hrs | \$280.00 |
| | | Financing Totals | 0.80 Hrs | \$280.00 |
| | | <u>Case Assessment, Development & Administr</u> | | |
| | | <u>Document/File Management</u> | | |
| 10/19/09 | SM | Reviewed case track assignment notice. [L140] | 0.10 Hrs | \$36.50 |
| | | Document/File Management Totals | 0.10 Hrs | \$36.50 |
| | | <u>Case Assessment, Development</u> | 0.10 Hrs | \$36.50 |
| | | | TOTAL SERVICES | \$47,033.00 |

HOURLY RATE

| | | |
|-----------------------|------------|-------------|
| Hudson, Michael | 3.60 Hrs | \$630.00 |
| Slama, Mark A. | 18.00 Hrs | \$7,920.00 |
| Nobles, Ronetta | 0.80 Hrs | \$132.00 |
| Zoffinger, Richard | 2.10 Hrs | \$735.00 |
| Holden, John | 8.70 Hrs | \$3,175.50 |
| Dubiago, Lana | 2.30 Hrs | \$391.00 |
| Piirimae, Karl | 18.80 Hrs | \$7,896.00 |
| Mizrahi, Samuel | 56.80 Hrs | \$20,732.00 |
| Sorbera, Christina J. | 22.30 Hrs | \$5,129.00 |
| Goldsmith, Paul | 1.50 Hrs | \$292.50 |
| | <hr/> | <hr/> |
| | 134.90 Hrs | \$47,033.00 |

DISBURSEMENTS

Disbursements

Copying

| | |
|--------------|------------|
| Reproduction | \$2,472.20 |
|--------------|------------|

| | |
|----------------|------------|
| Copying Totals | \$2,472.20 |
|----------------|------------|

Online research

Lehman Brothers Chapter 11 Bankruptcy

Re: 25/45 Broad Street

DISBURSEMENTS

| | |
|-----------------------------------|------------|
| Lexis/Westlaw Research | \$20.73 |
| Online research Totals | \$20.73 |
| <u>Delivery Service/Messenger</u> | |
| Air Courier / Messenger | \$20.69 |
| Delivery Service/Messenger Totals | \$20.69 |
| <u>Postage</u> | |
| US Postage | \$17.14 |
| Postage Totals | \$17.14 |
| <u>Local travel</u> | |
| Local Travel | \$9.00 |
| Local travel Totals | \$9.00 |
| <u>Court fees</u> | |
| Filing Fees | \$45.00 |
| Court fees Totals | \$45.00 |
| <u>Litigation support vendors</u> | |
| Corporate Services | \$72.00 |
| Litigation support vendors Totals | \$72.00 |
| <u>Other</u> | |
| Staff Overtime | \$137.50 |
| Other Totals | \$137.50 |
| Disbursements Totals | \$137.50 |
| TOTAL DISBURSEMENTS | \$2,794.26 |

Lehman Brothers Chapter 11 Bankruptcy

| | |
|---------------|--------------------|
| INVOICE TOTAL | <u>\$49,827.26</u> |
|---------------|--------------------|

Lehman Brothers Chapter 11 Bankruptcy

Task Billing Summary Page

Re: 25/45 Broad Street
 File Number 0303694-0002192

| | Previous <u>Billed</u> | Current <u>Bill</u> | <u>Total</u> |
|--|---------------------------|------------------------|--------------|
| Asset Analysis | 313,076.50 | 46,541.50 | 359,618.00 |
| Case Administration | | 175.00 | 175.00 |
| Financing | | 280.00 | 280.00 |
| Subtotals | 313,076.50 | 46,996.50 | 360,073.00 |
| <u>Disbursements</u> | | | |
| Copying | 17,120.08 | 2,472.20 | 19,592.28 |
| Facsimile | 31.44 | | 31.44 |
| Telephone | 42.50 | | 42.50 |
| Online research | 319.22 | 20.73 | 339.95 |
| Delivery Service/Messenger | 47.65 | 20.69 | 68.34 |
| Postage | 260.94 | 17.14 | 278.08 |
| Local travel | 79.04 | 9.00 | 88.04 |
| Meals | 85.60 | | 85.60 |
| Court fees | 185.00 | 45.00 | 230.00 |
| Litigation support vendors | 15.00 | 72.00 | 87.00 |
| Other | 55.00 | 137.50 | 192.50 |
| Subtotals | 18,241.47 | 2,794.26 | 21,035.73 |
| <u>Case Assessment, Development & Administr</u> | | | |
| Document/File Management | | 36.50 | 36.50 |
| Subtotals | | 36.50 | 36.50 |
| Totals | 331,317.97 | 49,827.26 | 381,145.23 |

November 9, 2009

Bill Number 73147

File Number 0303694-0002203

Lehman Brothers Chapter 11 Bankruptcy
1271 Avenue of the Americas - 46th Floor
New York, NY 10020
Attn: Anthony Barsanti

**FOR PROFESSIONAL SERVICES RENDERED
FOR THE PERIOD**

October 1 through 31, 2009

Re: Northgate Foreclosure

SERVICES

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|---------------------------------|-------------|--|-------------|-------------------|
| <u>Asset Disposition</u> | | | | |
| 10/18/09 | WSC | Email correspondence with local counsel regarding Substitute Trustee and appraiser. [002] | 0.30 Hrs | \$123.00 |
| 10/19/09 | WSC | Internal conference with Mr. Zoffinger regarding non-judicial foreclosure. [002] | 0.30 Hrs | \$123.00 |
| 10/20/09 | RZ | Review documents in connection with foreclosure of mortgage loan. [002] | 1.50 Hrs | \$525.00 |
| 10/20/09 | WSC | Telephone conference with Trimont regarding Appraisal and timing of sale and transfer tax implications. [002] | 0.50 Hrs | \$205.00 |
| 10/21/09 | RZ | Review foreclosure documentation; telephone conference with Mr. Summers on status of foreclosure. [002] | 1.70 Hrs | \$595.00 |
| 10/28/09 | RZ | Review documentation in connection foreclosure. [002] | 1.70 Hrs | \$595.00 |
| Asset Disposition Totals | | | 6.00 Hrs | \$2,166.00 |
| TOTAL SERVICES | | | | \$2,166.00 |

Lehman Brothers Chapter 11 Bankruptcy

Re: Northgate Foreclosure

HOURLY RATE

| | | |
|--------------------|----------|------------|
| Zoffinger, Richard | 4.90 Hrs | \$1,715.00 |
| Cook Jr., Wayne S. | 1.10 Hrs | \$451.00 |
| | <hr/> | <hr/> |
| | 6.00 Hrs | \$2,166.00 |

DISBURSEMENTS

| | |
|----------------------|-------------------------|
| <u>Disbursements</u> | |
| <u>Telephone</u> | |
| Telephone | \$2.50 |
| Telephone Totals | \$2.50 |
| Disbursements Totals | \$2.50 |
| | TOTAL DISBURSEMENTS |
| | \$2.50 |
| | INVOICE TOTAL |
| | <hr/> <u>\$2,168.50</u> |

Lehman Brothers Chapter 11 Bankruptcy

Task Billing Summary Page

Re: Northgate Foreclosure
File Number 0303694-0002203

| | Previous <u>Billed</u> | Current <u>Bill</u> | Total |
|-----------------------------|---------------------------|------------------------|----------|
| Asset Analysis | 7,789.50 | | 7,789.50 |
| Asset Disposition | | 2,166.00 | 2,166.00 |
| Subtotals | 7,789.50 | 2,166.00 | 9,955.50 |
| <u>Disbursements</u> | | | |
| Telephone | | 2.50 | 2.50 |
| Subtotals | | 2.50 | 2.50 |
| Totals | 7,789.50 | 2,168.50 | 9,958.00 |

November 9, 2009

Bill Number 73148

File Number 0303694-0002205

Lehman Brothers Chapter 11 Bankruptcy
1271 Avenue of the Americas - 46th Floor
New York, NY 10020
Attn: Anthony Barsanti

**FOR PROFESSIONAL SERVICES RENDERED
FOR THE PERIOD**

October 1 through 31, 2009

Re: Lyon Issues

SERVICES

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-----------------------|-------------|--|-------------|--------------|
| <u>Asset Analysis</u> | | | | |
| 10/01/09 | CEF | Review of subordinate loan documents in connection with subordinate lender proposed forbearance and amendment agreement and estoppel letter. [001] | 1.00 Hrs | \$350.00 |
| 10/01/09 | CEF | Review of and comment to subordinate lender forbearance and amendment agreement and estoppel letter. [001] | 1.50 Hrs | \$525.00 |
| 10/02/09 | RAR | Attention to issues relating to AEW and LeCraw. [001] | 0.60 Hrs | \$315.00 |
| 10/05/09 | RAR | Telephone conference with Mr. Rios and Ms. Foote regarding mezzanine loan issues. [001] | 0.60 Hrs | \$315.00 |
| 10/05/09 | CEF | Analyze issues pertaining to prepayment for Holcomb mezzanine loan. [001] | 1.00 Hrs | \$350.00 |
| 10/07/09 | RAR | Analysis of rights of RCP and mezzanine loan. [001] | 0.50 Hrs | \$262.50 |
| 10/07/09 | RAR | Telephone conference with Ms. Foote and Mr. Rios regarding Swedbank/RCP issues. [001] | 0.60 Hrs | \$315.00 |
| 10/07/09 | CEF | Analyze issues pertaining to prepayment for Holcomb and Marietta. [001] | 2.00 Hrs | \$700.00 |
| 10/09/09 | CEF | Conference call with client regarding strategy on Georgia properties and effect of declaration of Event of Default vis-a-vis Co-Lender Agreement and Subordination Agreement. [001] | 1.00 Hrs | \$350.00 |

Lehman Brothers Chapter 11 Bankruptcy

Re: Lyon Issues

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-------------|-------------|---|-------------|--------------|
| 10/16/09 | RAR | Analysis of issues relating to Galleria loan. [001] | 0.50 Hrs | \$262.50 |
| 10/16/09 | TAB | Conferences with Ms. Foote regarding rights, obligations and remedies available to Lehman under subordination agreement given by Peachtree Bank and co-lender agreement with SwedBank in connection with partial paydown of second mortgage loan. [001] | 0.30 Hrs | \$148.50 |
| 10/16/09 | CEF | Review of senior loan documents and junior loan documents with respect to excess cash flow questions and cash trap procedures. [001] | 0.80 Hrs | \$280.00 |
| 10/16/09 | CEF | Conference call with client regarding RBC subordinate loan and Co-Lender workout issues regarding Events of Default under each loan, cash flow trap issues, and strategy for meetings with Borrower. [001] | 1.30 Hrs | \$455.00 |
| 10/19/09 | RAR | Attention to additional Swed/RCP issues. [001] | 0.50 Hrs | \$262.50 |
| 10/19/09 | CEF | Drafted summary of workout issues on Galleria, pertaining to Borrower's obligations under the loan documents, Lender's rights under the co-lender agreement, and Subordinate Lender's rights under its own loan documents and the subordination agreement. [001] | 2.00 Hrs | \$700.00 |
| 10/20/09 | RAR | Analysis of default issues and conference with Ms. Foote regarding Lehman's rights. [001] | 0.80 Hrs | \$420.00 |
| 10/20/09 | CEF | Review and analysis of loan documents for Galleria with respect to open issues and workout strategy. [001] | 1.30 Hrs | \$455.00 |
| 10/20/09 | CEF | Conference call with client regarding open issues on Galleria. [001] | 0.80 Hrs | \$280.00 |
| 10/20/09 | CEF | Call with Co-Lender counsel regarding open items and issues and status of same with respect to Lyon porfolio. [001] | 0.30 Hrs | \$105.00 |
| 10/20/09 | CEF | Conference call with client regarding provisions of line of credit extension and consent documents with respect to NC Portfolio asset. [001] | 0.30 Hrs | \$105.00 |
| 10/20/09 | CEF | Review of line of credit extension and consent documents with respect to NC Portfolio asset. [001] | 1.50 Hrs | \$525.00 |
| 10/22/09 | RAR | Telephone conference with Mr. Rios regarding Galleria. [001] | 0.40 Hrs | \$210.00 |
| 10/22/09 | PG | Review of files for loan documents and inventory of files for Ms. Foote [001] | 3.00 Hrs | \$585.00 |
| 10/26/09 | CEF | Review of and comment to revised draft Lender Consent and Estoppel for Subordinate Lender. [001] | 1.00 Hrs | \$350.00 |
| 10/26/09 | CEF | Review of subordination agreement provisions regarding Senior Lender's rights in connection with Loan defaults and Subordinate Lender's remedies. [001] | 0.80 Hrs | \$280.00 |

Lehman Brothers Chapter 11 Bankruptcy

Re: Lyon Issues

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-----------------------|-------------|---|----------------|--------------|
| 10/26/09 | CEF | Correspondence and calls with client regarding revised Consent and Estoppel for Galleria [001] | 0.30 Hrs | \$105.00 |
| 10/27/09 | RAR | Analysis of rights of Lyon under its own JV agreement. [001] | 0.60 Hrs | \$315.00 |
| 10/28/09 | RAR | Telephone conference with Mr. Barnettler regarding RCP issues. [001] | 1.00 Hrs | \$525.00 |
| 10/28/09 | RAR | Analysis of RCP and Swedbank modification issues. [001] | 1.40 Hrs | \$735.00 |
| 10/28/09 | CEF | Call with co-lender counsel and subordinate lender counsel regarding subordinate loan forbearance agreement and request for consent of senior lenders. [001] | 0.80 Hrs | \$280.00 |
| 10/28/09 | CEF | Review of loan documents and co-lender agreement pertaining to Galleria portfolio for call with client to strategize options in working out the portfolio with Borrower; [001] | 1.00 Hrs | \$350.00 |
| 10/28/09 | CEF | Follow up call with client regarding open issues pertaining to subordinate lender's request for consent and estoppel certificate from co-lenders on subordinate loan forbearance and modification. [001] | 0.30 Hrs | \$105.00 |
| 10/28/09 | CEF | Conference call with client regarding post Borrower meeting strategy. [001] | 0.50 Hrs | \$175.00 |
| 10/29/09 | RAR | Attention to Swedbank and RCP negotiations. [001] | 0.50 Hrs | \$262.50 |
| 10/29/09 | RAR | Attention to Lyon and Galleria PNA. [001] | 0.30 Hrs | \$157.50 |
| 10/29/09 | CEF | Review of and comment to revised consent and estoppel. [001] | 0.50 Hrs | \$175.00 |
| Asset Analysis Totals | | | 31.60 Hrs | \$12,091.00 |
| | | | TOTAL SERVICES | \$12,091.00 |

HOURLY RATE

| | | |
|--------------------|-----------|-------------|
| Rossi, Robert A. | 8.30 Hrs | \$4,357.50 |
| Banahan, Thomas A. | 0.30 Hrs | \$148.50 |
| Foote, Carrie E. | 20.00 Hrs | \$7,000.00 |
| Goldsmith, Paul | 3.00 Hrs | \$585.00 |
| | 31.60 Hrs | \$12,091.00 |

Lehman Brothers Chapter 11 Bankruptcy

Re: Lyon Issues

DISBURSEMENTS

Disbursements

Copying

| | |
|-----------------------------------|--------------------|
| Reproduction | \$11.00 |
| Copying Totals | \$11.00 |
| <u>Telephone</u> | |
| Telephone | \$0.25 |
| Telephone Totals | \$0.25 |
| <u>Delivery Service/Messenger</u> | |
| Air Courier / Messenger | \$15.84 |
| Delivery Service/Messenger Totals | \$15.84 |
| Disbursements Totals | \$15.84 |
| TOTAL DISBURSEMENTS | \$27.09 |
| INVOICE TOTAL | <u>\$12,118.09</u> |

Lehman Brothers Chapter 11 Bankruptcy

Task Billing Summary Page

Re: Lyon Issues
File Number 0303694-0002205

| | Previous <u>Billed</u> | Current <u>Bill</u> | Total |
|-----------------------------|---------------------------|------------------------|-----------|
| Asset Analysis | 38,878.50 | 12,091.00 | 50,969.50 |
| Subtotals | 38,878.50 | 12,091.00 | 50,969.50 |
| <u>Disbursements</u> | | | |
| Copying | 183.00 | 11.00 | 194.00 |
| Telephone | | 0.25 | 0.25 |
| Delivery Service/Messenger | | 15.84 | 15.84 |
| Subtotals | 183.00 | 27.09 | 210.09 |
| Totals | 39,061.50 | 12,118.09 | 51,179.59 |

November 9, 2009

Bill Number 73149

File Number 0303694-0002207

Lehman Brothers Chapter 11 Bankruptcy
1271 Avenue of the Americas - 46th Floor
New York, NY 10020
Attn: Al Picallo

**FOR PROFESSIONAL SERVICES RENDERED
FOR THE PERIOD**

October 1 through 31, 2009

Re: On the Avenue

SERVICES

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-----------------------|-------------|--|----------------|--------------|
| <u>Asset Analysis</u> | | | | |
| 10/02/09 | WSC | Reviewed Management Agreement and attention to termination provisions. [001] | 0.60 Hrs | \$246.00 |
| 10/12/09 | WSC | Attention to email correspondence regarding closing. [001] | 0.20 Hrs | \$82.00 |
| 10/14/09 | WSC | Forward consents to Weil. [001] | 0.30 Hrs | \$123.00 |
| 10/16/09 | WSC | Reviewed instruction letter in anticipation of closing. [001] | 0.20 Hrs | \$82.00 |
| 10/27/09 | PG | Prepared package of original assignment documents to Mr. Wilcomes. [001] | 1.50 Hrs | \$292.50 |
| 10/29/09 | PG | Telephone conference with Mr. Wilcomes regarding assignment documents and revision to documents. [001] | 1.00 Hrs | \$195.00 |
| 10/30/09 | WSC | Attention to correspondence regarding recordation of mortgages with Metlife counsel and Weil Gotshal. [001] | 0.50 Hrs | \$205.00 |
| 10/30/09 | WSC | Telephone conference with Mr. Inagaki regarding status. [001] | 0.20 Hrs | \$82.00 |
| 10/30/09 | WSC | Telephone conference with Trimont regarding recording fees and filing of mortgages and assignments. [001] | 0.30 Hrs | \$123.00 |
| Asset Analysis Totals | | | 4.80 Hrs | \$1,430.50 |
| | | | TOTAL SERVICES | \$1,430.50 |

Lehman Brothers Chapter 11 Bankruptcy

Re: On the Avenue

HOURLY RATE

| | | |
|--------------------|----------|------------|
| Cook Jr., Wayne S. | 2.30 Hrs | \$943.00 |
| Goldsmith, Paul | 2.50 Hrs | \$487.50 |
| | <hr/> | <hr/> |
| | 4.80 Hrs | \$1,430.50 |

DISBURSEMENTS

Disbursements

Copying

| | |
|--------------|---------|
| Reproduction | \$63.80 |
|--------------|---------|

| | |
|----------------|---------|
| Copying Totals | \$63.80 |
|----------------|---------|

Telephone

| | |
|-----------|--------|
| Telephone | \$0.50 |
|-----------|--------|

| | |
|------------------|--------|
| Telephone Totals | \$0.50 |
|------------------|--------|

| | |
|----------------------|--------|
| Disbursements Totals | \$0.50 |
|----------------------|--------|

| | |
|---------------------|---------|
| TOTAL DISBURSEMENTS | \$64.30 |
|---------------------|---------|

| | |
|---------------|-------------------------|
| INVOICE TOTAL | <hr/> <u>\$1,494.80</u> |
|---------------|-------------------------|

Lehman Brothers Chapter 11 Bankruptcy

Task Billing Summary Page

Re: On the Avenue
File Number 0303694-0002207

| | Previous <u>Billed</u> | Current <u>Bill</u> | Total |
|-----------------------------|---------------------------|------------------------|-----------|
| Asset Analysis | 8,668.00 | 1,430.50 | 10,098.50 |
| Subtotals | 8,668.00 | 1,430.50 | 10,098.50 |
| <u>Disbursements</u> | | | |
| Copying | | 63.80 | 63.80 |
| Telephone | | 0.50 | 0.50 |
| Subtotals | | 64.30 | 64.30 |
| Totals | 8,668.00 | 1,494.80 | 10,162.80 |

November 9, 2009

Bill Number 73150

File Number 0303694-0002209

Lehman Brothers Chapter 11 Bankruptcy
1271 Avenue of the Americas - 46th Floor
New York, NY 10020
Attn: David Rodriguez

**FOR PROFESSIONAL SERVICES RENDERED
FOR THE PERIOD**

October 1 through 31, 2009

Re: Modification of Atlas Line of Credit

SERVICES

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-----------------------|-------------|---|-------------|--------------|
| <u>Asset Analysis</u> | | | | |
| 10/27/09 | RAR | Revise term sheet. [001] | 1.70 Hrs | \$892.50 |
| 10/27/09 | RAR | Telephone conference with Lehman team and attention to pledge issues. [001] | 0.90 Hrs | \$472.50 |
| 10/27/09 | RAR | Telephone conference with Mr. Cohen regarding term sheet issues. [001] | 0.60 Hrs | \$315.00 |
| 10/28/09 | RAR | Review comments to term sheet. [001] | 0.70 Hrs | \$367.50 |
| 10/28/09 | CEF | Review of comments to term sheet. [001] | 0.50 Hrs | \$175.00 |
| 10/28/09 | CEF | Review of existing Line of Credit Loan Documents in relation to client questions regarding loan modification term sheet. [001] | 1.00 Hrs | \$350.00 |
| 10/29/09 | RAR | Revise term sheet. [001] | 0.80 Hrs | \$420.00 |
| 10/29/09 | RAR | Telephone conference with Mr. Cohen regarding draft term sheet. [001] | 0.60 Hrs | \$315.00 |
| 10/29/09 | CEF | Conference call with borrower regarding borrower's comments to term sheet. [001] | 0.30 Hrs | \$105.00 |
| 10/29/09 | CEF | Conference call with clients regarding borrower comments to term sheet [001] | 0.70 Hrs | \$245.00 |
| 10/29/09 | CEF | Review of comments to term sheet. [001] | 0.50 Hrs | \$175.00 |
| 10/29/09 | CEF | Drafted revisions to term sheet in line with outcome of calls with client and borrower regarding such revisions. [001] | 0.80 Hrs | \$280.00 |

Lehman Brothers Chapter 11 Bankruptcy

Re: Modification of Atlas Line of Credit

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-----------------------|-------------|---|----------------|--------------|
| 10/30/09 | RAR | Analysis of issues in term sheet. [001] | 0.60 Hrs | \$315.00 |
| 10/30/09 | RAR | Revise term sheet. [001] | 1.10 Hrs | \$577.50 |
| 10/30/09 | RAR | Telephone conference with Mr. Rodriguez and Ms. Foote regarding term sheet. [001] | 0.50 Hrs | \$262.50 |
| 10/30/09 | CEF | Final revisions to term sheet based on client and Borrower discussions for distribution of same. [001] | 0.80 Hrs | \$280.00 |
| 10/30/09 | CEF | Distribution of revised term sheet to clients and borrower for review. [001] | 0.10 Hrs | \$35.00 |
| 10/30/09 | CEF | Call with client regarding update of discussions with Borrower pertaining to term sheet revisions. [001] | 0.70 Hrs | \$245.00 |
| Asset Analysis Totals | | | 12.90 Hrs | \$5,827.50 |
| | | | TOTAL SERVICES | \$5,827.50 |

HOURLY RATE

| | | |
|------------------|-----------------|------------------|
| Rossi, Robert A. | 7.50 Hrs | \$3,937.50 |
| Foote, Carrie E. | 5.40 Hrs | \$1,890.00 |
| | <hr/> 12.90 Hrs | <hr/> \$5,827.50 |

DISBURSEMENTS

| | | |
|----------------------|---------------------|------------------|
| <u>Disbursements</u> | | |
| <u>Copying</u> | | |
| Reproduction | | \$2.20 |
| Copying Totals | | \$2.20 |
| Disbursements Totals | | \$2.20 |
| | TOTAL DISBURSEMENTS | \$2.20 |
| | INVOICE TOTAL | <hr/> \$5,829.70 |

Lehman Brothers Chapter 11 Bankruptcy

Task Billing Summary Page

Re: Modification of Atlas Line of Credit
File Number 0303694-0002209

| | <u>Previous Billed</u> | <u>Current Bill</u> | <u>Total</u> |
|-----------------------|----------------------------|-------------------------|--------------|
| Asset Analysis | | 5,827.50 | 5,827.50 |
| Subtotals | | 5,827.50 | 5,827.50 |
| Disbursements | | | |
| Copying | | 2.20 | 2.20 |
| Subtotals | | 2.20 | 2.20 |
| Totals | | 5,829.70 | 5,829.70 |

November 9, 2009

Bill Number 73151

File Number 0303694-0002211

Lehman Brothers Chapter 11 Bankruptcy
1271 Avenue of the Americas - 46th Floor
New York, NY 10020
Attn: Rob Brusco

**FOR PROFESSIONAL SERVICES RENDERED
FOR THE PERIOD**

October 1 through 31, 2009

Re: Sweetwater Disposition

SERVICES

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|--------------------------|-------------|--|-------------|--------------|
| <u>Asset Disposition</u> | | | | |
| 10/01/09 | JH | Attention to comments to notice of claim and telephone conference with Ms. Bindler. [002] | 0.50 Hrs | \$182.50 |
| 10/02/09 | WSC | Reviewed title claim letter. [002] | 0.50 Hrs | \$205.00 |
| 10/05/09 | JH | Review and revise claim letter. [002] | 0.70 Hrs | \$255.50 |
| 10/06/09 | DHB | Revise and send proposed title claim letter and exhibits to Lehman. [002] | 1.00 Hrs | \$425.00 |
| 10/06/09 | DHB | Review J. Holden comments. [002] | 0.20 Hrs | \$85.00 |
| 10/13/09 | DHB | Status conference with A. Wilson. [002] | 0.20 Hrs | \$85.00 |
| 10/21/09 | WSC | Reviewed title claim letter and discussed same with Ms. Bindler. [002] | 0.30 Hrs | \$123.00 |
| 10/22/09 | DHB | Finalize and send title claim letter. [002] | 0.50 Hrs | \$212.50 |
| 10/22/09 | DHB | Review loan documents to determine if failure to notify lender of title claim promptly is a default under the loan documents. [002] | 1.00 Hrs | \$425.00 |
| 10/22/09 | DHB | Internal correspondence with W. Cook and J. Holden to discuss. [002] | 0.50 Hrs | \$212.50 |
| 10/22/09 | DHB | Telephone conference and e-mail correspondence with client to request additional documentation. [002] | 1.00 Hrs | \$425.00 |
| 10/22/09 | RZ | Conference with Ms. Bindler [002] | 0.30 Hrs | \$105.00 |
| 10/22/09 | RZ | Review joint venture LLC agreement in connection with breach of duties by sponsor. [002] | 1.20 Hrs | \$420.00 |

Lehman Brothers Chapter 11 Bankruptcy

Re: Sweetwater Disposition

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|--------------------------|-------------|--|----------------|--------------|
| 10/22/09 | WSC | Reviewed Loan Agreement default provisions and conditions precedent to subsequent funding. [002] | 0.40 Hrs | \$164.00 |
| 10/23/09 | JH | Attention to analyzing multiple issues raised by the Delaware quiet title action and numerous emails to and from Ms. Bindler concerning same. [002] | 1.20 Hrs | \$438.00 |
| 10/23/09 | WSC | Reviewed Owner's and Lender's policy. [002] | 0.40 Hrs | \$164.00 |
| 10/23/09 | PG | Review of loan documents for Ms. Bindler [002] | 1.50 Hrs | \$292.50 |
| 10/26/09 | DHB | E-mail correspondence with C. Karsmitz. [002] | 0.10 Hrs | \$42.50 |
| 10/26/09 | DHB | Review loan documents regarding events of defaults, suspension of advances, termination of developer. [002] | 2.00 Hrs | \$850.00 |
| 10/26/09 | DHB | Internal correspondence and correspondence with A. Wilson regarding rights under loan documents and other due diligence questions. [002] | 1.00 Hrs | \$425.00 |
| 10/26/09 | DHB | Review Quiet Title Petition. [002] | 0.20 Hrs | \$85.00 |
| 10/26/09 | DHB | Internal correspondence regarding analysis. [002] | 1.00 Hrs | \$425.00 |
| 10/26/09 | JH | Review loan agreement and other documents in connection with consideration of stopping the funding of the advances. [002] | 1.50 Hrs | \$547.50 |
| 10/26/09 | JH | Meeting with Ms. Bindler and Mr. Cook concerning Sweetwater issues. [002] | 0.80 Hrs | \$292.00 |
| 10/26/09 | WSC | Reviewed Sweetwater Environmental letter and discussed with Ms. Bindler. [002] | 0.30 Hrs | \$123.00 |
| 10/26/09 | WSC | Conference with Ms. Bindler and Mr. Holden regarding status, litigation strategy and lender's policy claim. [002] | 1.00 Hrs | \$410.00 |
| 10/26/09 | PG | Review of loan documents and Brook Boyd email files for information for Ms. Bindler. [002] | 2.50 Hrs | \$487.50 |
| 10/27/09 | DHB | Telephone conference with A. Wilson to discuss issues. [002] | 0.50 Hrs | \$212.50 |
| 10/27/09 | DHB | Review additional documentation in connection with entitlements. [002] | 2.00 Hrs | \$850.00 |
| 10/27/09 | DHB | E-mail correspondence with A. Wilson. [002] | 0.50 Hrs | \$212.50 |
| 10/27/09 | RZ | Review joint venture LLC agreement in connection with removal of sponsor as managing member. [002] | 1.20 Hrs | \$420.00 |
| 10/27/09 | RZ | Conference with Ms. Bindler. [002] | 0.40 Hrs | \$140.00 |
| 10/30/09 | PG | Review of email, survey and loan files for Ms. Bindler [002] | 2.50 Hrs | \$487.50 |
| Asset Disposition Totals | | | 28.90 Hrs | \$10,229.50 |
| | | | TOTAL SERVICES | \$10,229.50 |

Lehman Brothers Chapter 11 Bankruptcy

Re: Sweetwater Disposition

HOURLY RATE

| | | |
|---------------------|-----------------------|-------------------------|
| Bindler, Deborah H. | 11.70 Hrs | \$4,972.50 |
| Zoffinger, Richard | 3.10 Hrs | \$1,085.00 |
| Holden, John | 4.70 Hrs | \$1,715.50 |
| Cook Jr., Wayne S. | 2.90 Hrs | \$1,189.00 |
| Goldsmith, Paul | 6.50 Hrs | \$1,267.50 |
| | <hr/> <hr/> 28.90 Hrs | <hr/> <hr/> \$10,229.50 |

DISBURSEMENTS

Disbursements

Copying

| | |
|--------------|----------|
| Reproduction | \$143.40 |
|--------------|----------|

| | |
|----------------|----------|
| Copying Totals | \$143.40 |
|----------------|----------|

Telephone

| | |
|-----------|--------|
| Telephone | \$0.50 |
|-----------|--------|

| | |
|------------------|--------|
| Telephone Totals | \$0.50 |
|------------------|--------|

Postage

| | |
|------------|---------|
| US Postage | \$22.02 |
|------------|---------|

| | |
|----------------|---------|
| Postage Totals | \$22.02 |
|----------------|---------|

| | |
|----------------------|---------|
| Disbursements Totals | \$22.02 |
|----------------------|---------|

| | |
|---------------------|----------|
| TOTAL DISBURSEMENTS | \$165.92 |
|---------------------|----------|

| | |
|---------------|-------------------------|
| INVOICE TOTAL | <hr/> <hr/> \$10,395.42 |
|---------------|-------------------------|

Lehman Brothers Chapter 11 Bankruptcy

Task Billing Summary Page

Re: Sweetwater Disposition
File Number 0303694-0002211

| | <u>Previous Billed</u> | <u>Current Bill</u> | <u>Total</u> |
|-----------------------------|----------------------------|-------------------------|--------------|
| Asset Disposition | | 10,229.50 | 10,229.50 |
| Subtotals | | 10,229.50 | 10,229.50 |
| <u>Disbursements</u> | | | |
| Copying | | 143.40 | 143.40 |
| Telephone | | 0.50 | 0.50 |
| Postage | | 22.02 | 22.02 |
| Subtotals | | 165.92 | 165.92 |
| Totals | | 10,395.42 | 10,395.42 |

April 13, 2009

Bill Number 61093

File Number 0303694-0000935

LB Manassas LLC
1271 Avenue of the Americas - 46th Floor
New York, NY 10020

**FOR PROFESSIONAL SERVICES RENDERED
FOR THE PERIOD**

January 1 through March 31, 2009

Re: T-Rex Manassas Joint Venture

SERVICES

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-----------------------|-------------|--|----------------|--------------|
| <u>Asset Analysis</u> | | | | |
| 02/02/09 | PG | Retrieved and scanned T Rex documents for Trimont. [001] | 3.00 Hrs | \$585.00 |
| 02/03/09 | PG | Continued search for T Rex documents for Trimont; scanned and emailed documents to Scott Williams. [001] | 1.00 Hrs | \$195.00 |
| Asset Analysis Totals | | | 4.00 Hrs | \$780.00 |
| | | | TOTAL SERVICES | \$780.00 |

HOURLY RATE

| | | |
|-----------------|----------|-----------------------|
| Goldsmith, Paul | 4.00 Hrs | \$780.00 |
| | <hr/> | <hr/> |
| | 4.00 Hrs | \$780.00 |
| | | |
| | | INVOICE TOTAL |
| | | <hr/> <u>\$780.00</u> |

LB Manassas LLC

Task Billing Summary Page

Re: T-Rex Manassas Joint Venture
File Number 0303694-0000935

| | <u>Previous Billed</u> | <u>Current Bill</u> | <u>Total</u> |
|----------------|----------------------------|-------------------------|--------------|
| Asset Analysis | | 780.00 | 780.00 |
| Subtotals | | 780.00 | 780.00 |
| Totals | | 780.00 | 780.00 |

December 4, 2009

Bill Number 75508

File Number 0303694-0000865

Lehman Brothers Chapter 11 Bankruptcy
1271 Avenue of the Americas - 46th Floor
New York, NY 10020

**FOR PROFESSIONAL SERVICES RENDERED
FOR THE PERIOD**

November 1 through 30, 2009

Re: Loan to the Setai Group LLC

SERVICES

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-----------------------|-------------|---|-------------|--------------|
| <u>Asset Analysis</u> | | | | |
| 11/03/09 | TAB | Review files in connection with same. [001] | 0.60 Hrs | \$297.00 |
| 11/03/09 | TAB | Review correspondence from Ms. Wilson of Trimont requesting documents including issue and debenture and legal mortgage, first amendment to loan agreement and general modification of loan document. [001] | 0.10 Hrs | \$49.50 |
| 11/03/09 | TAB | Correspondence to Ms. Wilson regarding delivery of requested loan documents. [001] | 0.20 Hrs | \$99.00 |
| 11/05/09 | TAB | correspondence to Ms. Stewart regarding delivery of executed trademark license agreements. [001] | 0.10 Hrs | \$49.50 |
| 11/05/09 | TAB | Review correspondence from Ms. Stewart of Trimont regarding request for second amended and restated trademark licence agreement and related documents and review files in connection with same. [001] | 0.30 Hrs | \$148.50 |
| 11/06/09 | TAB | Review files with respect to form of memorandum of participation interest to be recorded in Bahamas and correspondence to Ms. Camerik regarding same. [001] | 0.20 Hrs | \$99.00 |
| 11/06/09 | TAB | Telephone conference with Ms. Camerik of Weil Gotshal regarding status of debenture of mortgage and memorandum of profit participation. [001] | 0.20 Hrs | \$99.00 |
| Asset Analysis Totals | | | 1.70 Hrs | \$841.50 |
| TOTAL SERVICES | | | | \$841.50 |

Lehman Brothers Chapter 11 Bankruptcy

Re: Loan to the Setai Group LLC

HOURLY RATE

| | | |
|--------------------|-----------------|------------------------|
| Banahan, Thomas A. | <u>1.70 Hrs</u> | <u>\$841.50</u> |
| | <u>1.70 Hrs</u> | <u>\$841.50</u> |
| | | INVOICE TOTAL |
| | | <u>\$841.50</u> |

Lehman Brothers Chapter 11 Bankruptcy

Task Billing Summary Page

Re: Loan to the Setai Group LLC
File Number 0303694-0000865

| | <u>Previous Billed</u> | <u>Current Bill</u> | <u>Total</u> |
|-----------------------------|----------------------------|-------------------------|--------------|
| Asset Analysis | 1,633.50 | 841.50 | 2,475.00 |
| Subtotals | 1,633.50 | 841.50 | 2,475.00 |
| <u>Disbursements</u> | | | |
| Copying | 40.40 | | 40.40 |
| Telephone | 0.75 | | 0.75 |
| Subtotals | 41.15 | | 41.15 |
| Totals | 1,674.65 | 841.50 | 2,516.15 |

December 4, 2009

Bill Number 75509

File Number 0303694-0001170

Lehman Brothers Chapter 11 Bankruptcy
1271 Avenue of the Americas - 46th Floor
New York, NY 10020

**FOR PROFESSIONAL SERVICES RENDERED
FOR THE PERIOD**

November 1 through 30, 2009

Re: IBM Building

SERVICES

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-----------------------|-------------|---|----------------|--------------|
| <u>Asset Analysis</u> | | | | |
| 11/12/09 | TAB | Review correspondence from Mr. Goble regarding request for documents relating to W-9-Government ID Form for 25% of member of borrower and specimen signatures and review files in connection with same. [001] | 0.50 Hrs | \$247.50 |
| 11/12/09 | TAB | Correspondence to Mr. Goble regarding missing forms. [001] | 0.20 Hrs | \$99.00 |
| Asset Analysis Totals | | | 0.70 Hrs | \$346.50 |
| | | | TOTAL SERVICES | \$346.50 |

HOURLY RATE

| | | |
|--------------------|----------|-----------------------|
| Banahan, Thomas A. | 0.70 Hrs | \$346.50 |
| | <hr/> | <hr/> |
| | 0.70 Hrs | \$346.50 |
| | | |
| | | INVOICE TOTAL |
| | | <hr/> <u>\$346.50</u> |

Lehman Brothers Chapter 11 Bankruptcy

Task Billing Summary Page

Re: IBM Building
File Number 0303694-0001170

| | Previous <u>Billed</u> | Current <u>Bill</u> | <u>Total</u> |
|-----------------------------|---------------------------|------------------------|--------------|
| Asset Analysis | 3,536.70 | 346.50 | 3,883.20 |
| Subtotals | 3,536.70 | 346.50 | 3,883.20 |
| <u>Disbursements</u> | | | |
| Copying | 1.00 | | 1.00 |
| Delivery Service/Messenger | 20.33 | | 20.33 |
| Postage | 0.42 | | 0.42 |
| Subtotals | 21.75 | | 21.75 |
| Totals | 3,558.45 | 346.50 | 3,904.95 |

December 7, 2009

Bill Number 75753

File Number 0303694-0002016

Lehman Brothers Chapter 11 Bankruptcy
1271 Avenue of the Americas - 46th Floor
New York, NY 10020

**FOR PROFESSIONAL SERVICES RENDERED
FOR THE PERIOD**

November 1 through 30, 2009

Re: WSG Hollywood

SERVICES

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-----------------------|-------------|--|-------------|--------------|
| <u>Asset Analysis</u> | | | | |
| 11/02/09 | DLG | Emails on status of easement documents; message from and to Mr. Taylor on Unity of Control issues, with follow-up emails to Lehman and Trimont and from Mr. Taylor. [001] | 0.60 Hrs | \$297.00 |
| 11/03/09 | DLG | Emails on status of Lehman's signature on Easement, and confirming signatures by the other parties; re-send signature pages; further emails on Lehman's signature timing. [001] | 0.40 Hrs | \$198.00 |
| 11/05/09 | DLG | Emails and messages on execution of Easement. [001] | 0.20 Hrs | \$99.00 |
| 11/06/09 | DLG | Send signed Easements to Mr. Taylor and Ms. Beck. [001] | 0.20 Hrs | \$99.00 |
| 11/10/09 | DLG | Email to Lehman regarding maturity demand. [001] | 0.10 Hrs | \$49.50 |
| 11/18/09 | DLG | Start work on maturity demand letters; check standard forms used for Lehman. [001] | 0.20 Hrs | \$99.00 |
| 11/19/09 | DLG | Send email to Trimont requesting basic financial information for maturity demand letter and confer on outstanding protective advances and unreimbursed costs based on review of our file. [001] | 0.40 Hrs | \$198.00 |
| 11/20/09 | DLG | Email Trimont regarding financial balances. [001] | 0.20 Hrs | \$99.00 |
| 11/23/09 | DLG | Receive revised numbers from Trimont and check; ask Trimont about servicing fees and to re-check possibly capitalized interest. [001] | 0.60 Hrs | \$297.00 |
| 11/24/09 | DLG | Revise numbers and send final maturity default letter. [001] | 0.60 Hrs | \$297.00 |
| Asset Analysis Totals | | | 3.50 Hrs | \$1,732.50 |

Lehman Brothers Chapter 11 Bankruptcy

| | | |
|-----------------------------------|-----------------------------------|--------------------------|
| | TOTAL SERVICES | <u>\$1,732.50</u> |
| HOURLY RATE | | |
| Glanz, David L. | 3.50 Hrs | \$1,732.50 |
| | <u>3.50 Hrs</u> | <u>\$1,732.50</u> |
| DISBURSEMENTS | | |
| <u>Disbursements</u> | | |
| <u>Copying</u> | | |
| Reproduction | | \$13.80 |
| | Copying Totals | \$13.80 |
| <u>Telephone</u> | | |
| Telephone | | \$0.50 |
| | Telephone Totals | \$0.50 |
| <u>Delivery Service/Messenger</u> | | |
| Air Courier / Messenger | | \$39.34 |
| | Delivery Service/Messenger Totals | \$39.34 |
| Disbursements Totals | | \$39.34 |
| | TOTAL DISBURSEMENTS | \$53.64 |
| | INVOICE TOTAL | <u><u>\$1,786.14</u></u> |

Lehman Brothers Chapter 11 Bankruptcy

Task Billing Summary Page

Re: WSG Hollywood
File Number 0303694-0002016

| | <u>Previous Billed</u> | <u>Current Bill</u> | <u>Total</u> |
|-----------------------------|----------------------------|-------------------------|--------------|
| Asset Analysis | 9,912.00 | 1,732.50 | 11,644.50 |
| Financing | 445.50 | | 445.50 |
| Subtotals | 10,357.50 | 1,732.50 | 12,090.00 |
| <u>Disbursements</u> | | | |
| Copying | 70.29 | 13.80 | 84.09 |
| Telephone | 5.59 | 0.50 | 6.09 |
| Delivery Service/Messenger | | 39.34 | 39.34 |
| Meals | 17.13 | | 17.13 |
| Subtotals | 93.01 | 53.64 | 146.65 |
| Totals | 10,450.51 | 1,786.14 | 12,236.65 |

December 4, 2009

Bill Number 75531

File Number 0303694-0002023

Lehman Brothers Chapter 11 Bankruptcy
1271 Avenue of the Americas - 46th Floor
New York, NY 10020

**FOR PROFESSIONAL SERVICES RENDERED
FOR THE PERIOD**

November 1 through 30, 2009

Re: East Avenue Redevelopment

SERVICES

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-----------------------|-------------|--|----------------|--------------|
| <u>Asset Analysis</u> | | | | |
| 11/12/09 | CHS | Correspondence with Ms. Curwood regarding services inquiries regarding borrower; brief review of loan agreement; correspondence with Mr. Goldsmith regarding review of loan file. [001] | 0.90 Hrs | \$405.00 |
| Asset Analysis Totals | | | 0.90 Hrs | \$405.00 |
| | | | TOTAL SERVICES | \$405.00 |

HOURLY RATE

| | | |
|-----------------|----------|-----------------|
| Stein, Clifford | 0.90 Hrs | \$405.00 |
| | 0.90 Hrs | \$405.00 |
| | | INVOICE TOTAL |
| | | <u>\$405.00</u> |

Lehman Brothers Chapter 11 Bankruptcy

Task Billing Summary Page

Re: East Avenue Redevelopment
File Number 0303694-0002023

| | <u>Previous Billed</u> | <u>Current Bill</u> | <u>Total</u> |
|----------------|----------------------------|-------------------------|--------------|
| Asset Analysis | | 405.00 | 405.00 |
| Subtotals | | 405.00 | 405.00 |
| Totals | | 405.00 | 405.00 |

December 7, 2009

Bill Number 75754

File Number 0303694-0002073

Lehman Brothers Chapter 11 Bankruptcy
1271 Avenue of the Americas - 46th Floor
New York, NY 10020

**FOR PROFESSIONAL SERVICES RENDERED
FOR THE PERIOD**

November 1 through 30, 2009

Re: Amendment to Midtown Memphis Loan Agreement

SERVICES

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|------------------|-------------|---|-------------|--------------|
| <u>Financing</u> | | | | |
| 11/10/09 | DLG | Email to Lehman asking about maturity demand, with review of status and issues. [009] | 0.30 Hrs | \$148.50 |
| 11/18/09 | DLG | Start work on maturity demand letters; check standard forms used for Lehman. [009] | 0.20 Hrs | \$99.00 |
| 11/19/09 | DLG | Send email to Trimont requesting basic financial information for maturity demand letter and confer on outstanding protective advances and unreimbursed costs based on review of our file and Memphis condemnation notice; draft letter and send to Lehman for review. [009] | 1.20 Hrs | \$594.00 |
| 11/20/09 | DLG | Email question to Trimont regarding financial balance. [009] | 0.20 Hrs | \$99.00 |
| 11/23/09 | DLG | Receive revised numbers from Trimont and check; check organization chart for Mr. Kaplan; re-send revised letter to Lehman with question on assertions of litigation; work on particular language for possible protective advance for demolition, with telephone call with Mr. Kaplan regarding procedure before payment to City; ask Trimont about servicing fees; revise and re-send maturity demand and protective advance letter. [009] | 1.10 Hrs | \$544.50 |
| 11/24/09 | KML | Search existing emails and documents for most recent organizational structure chart and emails with Mr. Glanz regarding same. [009] | 0.30 Hrs | \$112.50 |

Lehman Brothers Chapter 11 Bankruptcy

Re: Amendment to Midtown Memphis Loan Agreement

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-------------|-------------|---|----------------|--------------|
| 11/24/09 | DLG | Confirm and send organization chart to Mr. Kaplan; send final maturity default letter. [009] | 0.50 Hrs | \$247.50 |
| | | Financing Totals | 3.80 Hrs | \$1,845.00 |
| | | | TOTAL SERVICES | \$1,845.00 |

HOURLY RATE

| | | |
|-----------------|----------|------------|
| Longo, Kim M. | 0.30 Hrs | \$112.50 |
| Glanz, David L. | 3.50 Hrs | \$1,732.50 |
| | <hr/> | <hr/> |
| | 3.80 Hrs | \$1,845.00 |

DISBURSEMENTS

| <u>Disbursements</u> | | |
|----------------------|---------------------|-------------------------|
| <u>Copying</u> | | |
| Reproduction | \$3.40 | |
| | Copying Totals | \$3.40 |
| <u>Telephone</u> | | |
| Telephone | \$4.00 | |
| | Telephone Totals | \$4.00 |
| Disbursements Totals | \$4.00 | |
| | TOTAL DISBURSEMENTS | \$7.40 |
| | INVOICE TOTAL | <hr/> <u>\$1,852.40</u> |

Lehman Brothers Chapter 11 Bankruptcy

Task Billing Summary Page

Re: Amendment to Midtown Memphis Loan Agreement
File Number 0303694-0002073

| | Previous <u>Billed</u> | Current <u>Bill</u> | <u>Total</u> |
|-----------------------------|---------------------------|------------------------|--------------|
| Financing | 13,899.60 | 1,845.00 | 15,744.60 |
| Subtotals | 13,899.60 | 1,845.00 | 15,744.60 |
| <u>Disbursements</u> | | | |
| Copying | 7.20 | 3.40 | 10.60 |
| Telephone | 8.25 | 4.00 | 12.25 |
| Subtotals | 15.45 | 7.40 | 22.85 |
| Totals | 13,915.05 | 1,852.40 | 15,767.45 |

December 4, 2009

Bill Number 75512

File Number 0303694-0002077

Lehman Brothers Chapter 11 Bankruptcy
1271 Avenue of the Americas - 46th Floor
New York, NY 10020

**FOR PROFESSIONAL SERVICES RENDERED
FOR THE PERIOD**

November 1 through 30, 2009

Re: RFR - Riande Hotel

SERVICES

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-----------------------|-------------|---|----------------|--------------|
| <u>Asset Analysis</u> | | | | |
| 11/12/09 | TAB | Correspondence to Mr. Goble regarding requested documents. [001] | 0.10 Hrs | \$49.50 |
| 11/12/09 | TAB | Review correspondence from Mr. Goble requesting loan document forms relating to W-9-Government ID Form for 25% of member of borrower and corporate resolutions and review files in connection with same. [001] | 0.30 Hrs | \$148.50 |
| Asset Analysis Totals | | | 0.40 Hrs | \$198.00 |
| | | | TOTAL SERVICES | \$198.00 |

HOURLY RATE

| | | |
|--------------------|---------------|-----------------|
| Banahan, Thomas A. | 0.40 Hrs | \$198.00 |
| | <hr/> | <hr/> |
| | 0.40 Hrs | \$198.00 |
| | | |
| | INVOICE TOTAL | <hr/> |
| | | <u>\$198.00</u> |

Lehman Brothers Chapter 11 Bankruptcy

Task Billing Summary Page

Re: RFR - Riande Hotel
File Number 0303694-0002077

| | Previous <u>Billed</u> | Current <u>Bill</u> | <u>Total</u> |
|----------------------|---------------------------|------------------------|--------------|
| Asset Analysis | 3,938.00 | 198.00 | 4,136.00 |
| Subtotals | 3,938.00 | 198.00 | 4,136.00 |
| <u>Disbursements</u> | | | |
| Copying | 0.40 | | 0.40 |
| Subtotals | 0.40 | | 0.40 |
| Totals | 3,938.40 | 198.00 | 4,136.40 |

December 4, 2009

Bill Number 75513

File Number 0303694-0002088

Lehman Brothers Chapter 11 Bankruptcy
1271 Avenue of the Americas - 46th Floor
New York, NY 10020

**FOR PROFESSIONAL SERVICES RENDERED
FOR THE PERIOD**

November 1 through 30, 2009

Re: 350 West Broadway Construction Loan

SERVICES

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-------------|-------------|--|----------------|--------------|
| | | <u>Financing</u> | | |
| 11/24/09 | DLG | Respond to question from TriMont regarding senior lender's \$22.3MM construction deposit account funded at Lehman-RFR 350 W. Broadway closing last year, with review of emails from August 2008 closing showing same. [009] | 0.50 Hrs | \$247.50 |
| | | Financing Totals | 0.50 Hrs | \$247.50 |
| | | | TOTAL SERVICES | \$247.50 |

HOURLY RATE

| | | |
|-----------------|----------|-----------------------|
| Glanz, David L. | 0.50 Hrs | \$247.50 |
| | <hr/> | <hr/> |
| | 0.50 Hrs | \$247.50 |
| | | |
| | | INVOICE TOTAL |
| | | <hr/> <u>\$247.50</u> |

Lehman Brothers Chapter 11 Bankruptcy

Task Billing Summary Page

Re: 350 West Broadway Construction Loan
File Number 0303694-0002088

| | <u>Previous Billed</u> | <u>Current Bill</u> | <u>Total</u> |
|-----------------------------|----------------------------|-------------------------|--------------|
| Financing | 14,133.50 | 247.50 | 14,381.00 |
| Subtotals | 14,133.50 | 247.50 | 14,381.00 |
| <u>Disbursements</u> | | | |
| Copying | 19.00 | | 19.00 |
| Telephone | 0.50 | | 0.50 |
| Subtotals | 19.50 | | 19.50 |
| Totals | 14,153.00 | 247.50 | 14,400.50 |

December 4, 2009

Bill Number 75514

File Number 0303694-0002119

Lehman Brothers Chapter 11 Bankruptcy
1271 Avenue of the Americas - 46th Floor
New York, NY 10020

**FOR PROFESSIONAL SERVICES RENDERED
FOR THE PERIOD**

November 1 through 30, 2009

Re: Super 8 Amendment II

SERVICES

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-----------------------|-------------|--|-------------|--------------|
| <u>Asset Analysis</u> | | | | |
| 11/02/09 | WSC | Attention to Management and signage issues; telephone conference with Messrs Housner and Bealle regarding same. [001] | 1.00 Hrs | \$410.00 |
| 11/12/09 | RZ | Revise Deed in Lieu Agreement. [001] | 4.00 Hrs | \$1,400.00 |
| 11/13/09 | RZ | Revise Deed in Lieu Agreement. [001] | 5.00 Hrs | \$1,750.00 |
| 11/13/09 | WSC | Reviewed lastest draft of Deed in Lieu Agreement and distribute same. [001] | 1.00 Hrs | \$410.00 |
| 11/24/09 | JH | Review the ADA complaint against Super 8 and analyze same. [001] | 0.70 Hrs | \$255.50 |
| 11/24/09 | JH | Telephone conference with Mr. Dziadul concerning same. [001] | 0.10 Hrs | \$36.50 |
| 11/24/09 | JH | Several telephone conferences with Mr. Cook concerning same. [001] | 0.20 Hrs | \$73.00 |
| 11/24/09 | JH | Telephone conference with Mr. Beal concerning the strategy of settlement of a lawsuit. [001] | 0.20 Hrs | \$73.00 |
| 11/24/09 | JH | Review and analyze proposed terms and analysis of same. [001] | 0.80 Hrs | \$292.00 |
| 11/24/09 | JH | Attention to issues arising in connection with the ADA lawsuit. [001] | 0.80 Hrs | \$292.00 |
| Asset Analysis Totals | | | 13.80 Hrs | \$4,992.00 |
| TOTAL SERVICES | | | | \$4,992.00 |

Lehman Brothers Chapter 11 Bankruptcy

Re: Super 8 Amendment II

HOURLY RATE

| | | |
|--------------------|---------------|-------------------|
| Zoffinger, Richard | 9.00 Hrs | \$3,150.00 |
| Holden, John | 2.80 Hrs | \$1,022.00 |
| Cook Jr., Wayne S. | 2.00 Hrs | \$820.00 |
| | <hr/> | <hr/> |
| | 13.80 Hrs | \$4,992.00 |
| | | <hr/> |
| | INVOICE TOTAL | <u>\$4,992.00</u> |

Lehman Brothers Chapter 11 Bankruptcy

Task Billing Summary Page

Re: Super 8 Amendment II
File Number 0303694-0002119

| | <u>Previous Billed</u> | <u>Current Bill</u> | <u>Total</u> |
|-------------------|----------------------------|-------------------------|--------------|
| Asset Analysis | 15,559.40 | 4,992.00 | 20,551.40 |
| Asset Disposition | 24.60 | | 24.60 |
| Subtotals | 15,584.00 | 4,992.00 | 20,576.00 |
| Totals | 15,584.00 | 4,992.00 | 20,576.00 |

December 7, 2009

Bill Number 75755

File Number 0303694-0002174

Lehman Brothers Chapter 11 Bankruptcy
1271 Avenue of the Americas - 46th Floor
New York, NY 10020

**FOR PROFESSIONAL SERVICES RENDERED
FOR THE PERIOD**

November 1 through 30, 2009

Re: New Dawn Land Loan Workout

SERVICES

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-----------------------|-------------|---|----------------|--------------|
| <u>Asset Analysis</u> | | | | |
| 11/03/09 | PG | Printed and organized loan documents for Ms. Foote. [001] | 1.00 Hrs | \$195.00 |
| 11/04/09 | PG | Correspondence with Mr. Zoffinger and title company regarding title updates. [001] | 1.00 Hrs | \$195.00 |
| 11/05/09 | PG | Telephone conference with New York Land and Land Title of Alabama regarding title issues. [001] | 0.50 Hrs | \$97.50 |
| 11/09/09 | PG | Telephone conference with title company in Alabama regarding 1997 mortgage of record and process of removing the same of record. [001] | 1.00 Hrs | \$195.00 |
| 11/25/09 | WSC | Telephone conversations with Mr. Horsfield regarding Ms. Meade's telephone calls to Mr. Zoffinger. [001] | 0.30 Hrs | \$123.00 |
| 11/30/09 | RZ | Review loan agreement and recourse guaranty in connection with misappropriation of funds. [001] | 2.00 Hrs | \$700.00 |
| Asset Analysis Totals | | | 5.80 Hrs | \$1,505.50 |
| | | | TOTAL SERVICES | \$1,505.50 |

HOURLY RATE

| | | |
|--------------------|----------|------------|
| Zoffinger, Richard | 2.00 Hrs | \$700.00 |
| Cook Jr., Wayne S. | 0.30 Hrs | \$123.00 |
| Goldsmith, Paul | 3.50 Hrs | \$682.50 |
| | 5.80 Hrs | \$1,505.50 |

Lehman Brothers Chapter 11 Bankruptcy

Re: New Dawn Land Loan Workout

DISBURSEMENTS

Disbursements

Copying

| | |
|-----------------------------------|-------------------|
| Reproduction | \$108.20 |
| Copying Totals | \$108.20 |
| <u>Telephone</u> | |
| Telephone | \$2.00 |
| Telephone Totals | \$2.00 |
| <u>Delivery Service/Messenger</u> | |
| Air Courier / Messenger | \$79.80 |
| Delivery Service/Messenger Totals | \$79.80 |
| Disbursements Totals | \$79.80 |
| TOTAL DISBURSEMENTS | \$190.00 |
| INVOICE TOTAL | <u>\$1,695.50</u> |

Lehman Brothers Chapter 11 Bankruptcy

Task Billing Summary Page

Re: New Dawn Land Loan Workout
File Number 0303694-0002174

| | Previous <u>Billed</u> | Current <u>Bill</u> | <u>Total</u> |
|-----------------------------|---------------------------|------------------------|--------------|
| Asset Analysis | 10,610.00 | 1,505.50 | 12,115.50 |
| Financing | 17,988.80 | | 17,988.80 |
| Subtotals | 28,598.80 | 1,505.50 | 30,104.30 |
| <u>Disbursements</u> | | | |
| Copying | 196.96 | 108.20 | 305.16 |
| Telephone | 3.00 | 2.00 | 5.00 |
| Delivery Service/Messenger | 60.36 | 79.80 | 140.16 |
| Subtotals | 260.32 | 190.00 | 450.32 |
| Totals | 28,859.12 | 1,695.50 | 30,554.62 |

December 7, 2009

Bill Number 75756

File Number 0303694-0002179

Lehman Brothers Chapter 11 Bankruptcy
1271 Avenue of the Americas - 46th Floor
New York, NY 10020

**FOR PROFESSIONAL SERVICES RENDERED
FOR THE PERIOD**

November 1 through 30, 2009

Re: Bankruptcy

SERVICES

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-------------------------|-------------|---|-----------------------|-----------------|
| <u>Fee Applications</u> | | | | |
| 11/09/09 | RAR | Attention to fee statement and filing of fee application for 20% holdback. [007] | 0.40 Hrs | \$210.00 |
| 11/16/09 | RAR | Attention to preparation of fee statement. [007] | 1.50 Hrs | \$787.50 |
| Fee Applications Totals | | | 1.90 Hrs | \$997.50 |
| | | | TOTAL SERVICES | \$997.50 |

HOURLY RATE

| | | |
|------------------|----------|----------|
| Rossi, Robert A. | 1.90 Hrs | \$997.50 |
| | <hr/> | <hr/> |
| | 1.90 Hrs | \$997.50 |

DISBURSEMENTS

Disbursements

Telephone

| | |
|-----------|--------|
| Telephone | \$0.25 |
|-----------|--------|

| | |
|------------------|--------|
| Telephone Totals | \$0.25 |
|------------------|--------|

Delivery Service/Messenger

| | |
|------------|---------|
| Messengers | \$21.00 |
|------------|---------|

Lehman Brothers Chapter 11 Bankruptcy

Re: Bankruptcy

DISBURSEMENTS

| | |
|-----------------------------------|-------------------|
| Air Courier / Messenger | \$214.86 |
| Delivery Service/Messenger Totals | \$235.86 |
| <u>Postage</u> | |
| US Postage | \$17.50 |
| Postage Totals | \$17.50 |
| Disbursements Totals | \$17.50 |
| TOTAL DISBURSEMENTS | \$253.61 |
| INVOICE TOTAL | <u>\$1,251.11</u> |

Lehman Brothers Chapter 11 Bankruptcy

Task Billing Summary Page

Re: Bankruptcy
File Number 0303694-0002179

| | <u>Previous Billed</u> | <u>Current Bill</u> | <u>Total</u> |
|---|----------------------------|-------------------------|--------------|
| Fee Applications | 79,870.18 | 997.50 | 80,867.68 |
| Preparation and/or review of Pleadings & | 787.50 | | 787.50 |
| Subtotals | 80,657.68 | 997.50 | 81,655.18 |
| <u>Disbursements</u> | | | |
| Copying | 356.00 | | 356.00 |
| Facsimile | 3.05 | | 3.05 |
| Telephone | 1.75 | 0.25 | 2.00 |
| Online research | 78.55 | | 78.55 |
| Delivery Service/Messenger | 14.50 | 235.86 | 250.36 |
| Postage | 11.08 | 17.50 | 28.58 |
| Local travel | 493.38 | | 493.38 |
| Meals | 26.00 | | 26.00 |
| Subtotals | 984.31 | 253.61 | 1,237.92 |
| Totals | 81,641.99 | 1,251.11 | 82,893.10 |

December 4, 2009

Bill Number 75517

File Number 0303694-0002181

Lehman Brothers Chapter 11 Bankruptcy
1271 Avenue of the Americas - 46th Floor
New York, NY 10020

**FOR PROFESSIONAL SERVICES RENDERED
FOR THE PERIOD**

November 1 through 30, 2009

Re: Monument Issues

SERVICES

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-----------------------|-------------|---|-------------|--------------|
| <u>Asset Analysis</u> | | | | |
| 11/02/09 | TAB | Review letter from Corus Construction Venture, LLC regarding its acquisition of senior construction loan from FDIC and references to future payments and notices, etc. and conference with Mr. Rossi regarding same. [001] | 0.20 Hrs | \$99.00 |
| 11/04/09 | RZ | Telephone conference with Mr. Inagaki on BP Office PNA. [001] | 0.40 Hrs | \$140.00 |
| 11/04/09 | RZ | Review draft PNA for BP Office. [001] | 1.30 Hrs | \$455.00 |
| 11/06/09 | KML | Review notes in response to query from Mr. Glanz regarding Ballpark 5 structure and telephone conferences and emails with Messrs. Glanz and Zoffinger regarding same. [001] | 1.30 Hrs | \$487.50 |
| 11/06/09 | WSC | Reviewed proposed WAMATA release and discussed same with Mr. Glanz and Mr. Inagaki. [001] | 1.00 Hrs | \$410.00 |
| 11/06/09 | DLG | Review proposed release between Monument-Lehman entity (MR BP Office #1 LLC, formerly MR Ballpark 5 LLC) and WMATA; review detailed 2006 WMATA agreements regarding sale of parcel and construction of WMATA metro station; confer with Messrs. Cook and Zoffinger and Ms. Bindler and Longo on current ownership of entity. [001] | 3.10 Hrs | \$1,534.50 |
| 11/09/09 | KML | Review past emails in response to queries from D. Glanz on Ballpark 5 and contemporaneous emails with D. Glanz regarding same. [001] | 0.60 Hrs | \$225.00 |

Lehman Brothers Chapter 11 Bankruptcy

Re: Monument Issues

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-----------------------|-------------|--|-----------------------|-------------------|
| 11/09/09 | WSC | Telephone conference with Mr. Glanz, Monument and MacFarlane regarding WAMATA release. [001] | 0.50 Hrs | \$205.00 |
| 11/09/09 | DLG | Continue check of existing documents with comments to proposed mutual release; conference call with Ms. Phillips of Monument, counsel to Monument and representative of MacFarlane, with our suggested changes to release document; internal questions on completion guaranties; follow-up telephone call with Mr. Inagaki of Lehman. [001] | 2.10 Hrs | \$1,039.50 |
| 11/16/09 | DLG | Follow-up with Ms. Phillips of Monument. [001] | 0.10 Hrs | \$49.50 |
| 11/19/09 | DLG | Follow-up e-mail. [001] | 0.10 Hrs | \$49.50 |
| 11/20/09 | DLG | Telephone conference with Mr. R. Gookin (MacFarlane's counsel) regarding combined comments to WMATA draft of mutual release agreement. [001] | 0.50 Hrs | \$247.50 |
| 11/24/09 | DLG | Follow-up emails. [001] | 0.10 Hrs | \$49.50 |
| Asset Analysis Totals | | | 11.30 Hrs | \$4,991.50 |
| | | | TOTAL SERVICES | \$4,991.50 |

HOURLY RATE

| | | |
|--------------------|-----------|------------|
| Banahan, Thomas A. | 0.20 Hrs | \$99.00 |
| Zoffinger, Richard | 1.70 Hrs | \$595.00 |
| Longo, Kim M. | 1.90 Hrs | \$712.50 |
| Cook Jr., Wayne S. | 1.50 Hrs | \$615.00 |
| Glanz, David L. | 6.00 Hrs | \$2,970.00 |
| | <hr/> | <hr/> |
| | 11.30 Hrs | \$4,991.50 |

DISBURSEMENTS

Disbursements

Telephone

| | |
|-----------|--------|
| Telephone | \$3.00 |
|-----------|--------|

| | |
|------------------|--------|
| Telephone Totals | \$3.00 |
|------------------|--------|

Local travel

| | |
|--------------|----------|
| Local Travel | \$186.38 |
|--------------|----------|

| | |
|---------------------|----------|
| Local travel Totals | \$186.38 |
|---------------------|----------|

| | |
|----------------------|----------|
| Disbursements Totals | \$186.38 |
|----------------------|----------|

Lehman Brothers Chapter 11 Bankruptcy

| | |
|---------------------|----------|
| TOTAL DISBURSEMENTS | \$189.38 |
|---------------------|----------|

| | |
|---------------|-------------------|
| INVOICE TOTAL | <u>\$5,180.88</u> |
|---------------|-------------------|

Lehman Brothers Chapter 11 Bankruptcy

Task Billing Summary Page

Re: Monument Issues
File Number 0303694-0002181

| | Previous <u>Billed</u> | Current <u>Bill</u> | <u>Total</u> |
|-----------------------------|---------------------------|------------------------|--------------|
| Asset Analysis | 165,453.50 | 4,991.50 | 170,445.00 |
| Subtotals | 165,453.50 | 4,991.50 | 170,445.00 |
| <u>Disbursements</u> | | | |
| Copying | 2,169.25 | | 2,169.25 |
| Facsimile | 5.41 | | 5.41 |
| Telephone | 46.47 | 3.00 | 49.47 |
| Online research | 4.78 | | 4.78 |
| Delivery Service/Messenger | 108.49 | | 108.49 |
| Postage | 0.42 | | 0.42 |
| Local travel | 455.22 | 186.38 | 641.60 |
| Subtotals | 2,790.04 | 189.38 | 2,979.42 |
| Totals | 168,243.54 | 5,180.88 | 173,424.42 |

December 7, 2009

Bill Number 75757

File Number 0303694-0002184

Lehman Brothers Chapter 11 Bankruptcy
1271 Avenue of the Americas - 46th Floor
New York, NY 10020

**FOR PROFESSIONAL SERVICES RENDERED
FOR THE PERIOD**

November 1 through 30, 2009

Re: Moonlight Basin Enforcement

SERVICES

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-----------------------|-------------|---|-------------|--------------|
| <u>Asset Analysis</u> | | | | |
| 11/01/09 | DHB | E-mail correspondence with W. Cook, D. James, and client regarding documents needed by receiver, mechanic's liens settlement. [001] | 2.00 Hrs | \$850.00 |
| 11/01/09 | DHB | Review title documents to verify findings in S. Brown's entitlement memo. [001] | 2.00 Hrs | \$850.00 |
| 11/01/09 | JH | Attention to documents supplied by client and attention to file in connection with reply brief, including: letter from Mr. Poole concerning Lehman promises, amendment to advisory agreement, appraiser information, sign construction issues, and a variety of other issues in connection with the reply brief on the receiver application. [001] | 3.40 Hrs | \$1,241.00 |
| 11/02/09 | DHB | Telephone conference with D. James. [001] | 0.40 Hrs | \$170.00 |
| 11/02/09 | DHB | Prepare for meeting with client and for rebuttal affidavits by reviewing Russ McElyea affidavit, Credit Agreement, Agreement with Lehman Brothers Inc., miscellaneous correspondence. [001] | 3.00 Hrs | \$1,275.00 |
| 11/02/09 | DHB | Conferences with W. Cook. [001] | 0.60 Hrs | \$255.00 |
| 11/02/09 | DHB | E-mail correspondence with B. Barry, T. Buffa, D. James. [001] | 1.00 Hrs | \$425.00 |
| 11/02/09 | JH | Attention to commitment term sheet, attention to scheduling issues, attention to issue of access to resort by appraiser and receiver. [001] | 1.20 Hrs | \$438.00 |
| 11/02/09 | JH | Attention to client documents in connection with same. [001] | 1.50 Hrs | \$547.50 |
| 11/02/09 | JH | Continued attention to issues in connection with the reply brief. [001] | 1.90 Hrs | \$693.50 |

Lehman Brothers Chapter 11 Bankruptcy

Re: Moonlight Basin Enforcement

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-------------|-------------|---|-------------|--------------|
| 11/02/09 | JH | Attention to issues concerning information required by appraiser. [001] | 0.80 Hrs | \$292.00 |
| 11/02/09 | JH | Attention to issues in connection with Lehman second supplemental affidavit in further support of reply brief. [001] | 0.70 Hrs | \$255.50 |
| 11/02/09 | JH | Attention to briefing and scheduling issues. [001] | 0.50 Hrs | \$182.50 |
| 11/02/09 | JH | Attention to issues in connection with revised receiver order. [001] | 1.80 Hrs | \$657.00 |
| 11/02/09 | WSC | Reviewed Advisory Agreement and outline questions and issues for affidavits and motion. [001] | 3.10 Hrs | \$1,271.00 |
| 11/02/09 | WSC | Prepare for client meeting and reviewed Mr. Holden's outline and various affidavits and briefs. [001] | 2.80 Hrs | \$1,148.00 |
| 11/02/09 | WSC | Telephone conferences with Doug James regarding access to the property. [001] | 0.40 Hrs | \$164.00 |
| 11/02/09 | WSC | Telephone conference with Lehman and Douglas Wilson. [001] | 0.70 Hrs | \$287.00 |
| 11/02/09 | PG | Research on Moonlight Basin and Lee Poole for Ms. Bindler. [001] | 2.50 Hrs | \$487.50 |
| 11/03/09 | DHB | Conference with W. Cook, T. Buffa, B. Barry, J. Nastassi and A. Cote to review Borrower affidavits and brief. [001] | 5.00 Hrs | \$2,125.00 |
| 11/03/09 | DHB | Follow up e-mail correspondence with all parties. [001] | 1.00 Hrs | \$425.00 |
| 11/03/09 | DHB | Review articles about Moonlight Basin and Lee Poole. [001] | 0.50 Hrs | \$212.50 |
| 11/03/09 | DHB | Telephone conferences and correspondence with D. James and others to discuss filing scheduled, Assignment of Loan Documents, Agreement with Lehman Brothers Inc., appraiser requests, verified complaint and motion to strike. [001] | 0.50 Hrs | \$212.50 |
| 11/03/09 | JH | Review/analyze the answers filed by Mr. Poole and Mr. Anderson. [001] | 1.00 Hrs | \$365.00 |
| 11/03/09 | JH | Attention to issues concerning the receiver motion. [001] | 0.90 Hrs | \$328.50 |
| 11/03/09 | JH | Continued attention to draft supplemental affidavit to be signed by receiver. [001] | 0.50 Hrs | \$182.50 |
| 11/03/09 | JH | Attention to article concerning Mr. Poole's searching for equity partner. [001] | 0.20 Hrs | \$73.00 |
| 11/03/09 | JH | Attention to appraiser and appraisal issues. [001] | 0.50 Hrs | \$182.50 |
| 11/03/09 | JH | Attention to draft verification of Mr. Nastasi. [001] | 0.20 Hrs | \$73.00 |
| 11/03/09 | JH | Attention to fiduciary relationship issues and Montana case law in connection with same. [001] | 1.00 Hrs | \$365.00 |
| 11/03/09 | JH | Attention to court order. [001] | 0.10 Hrs | \$36.50 |
| 11/03/09 | JH | Attention to issues concerning verifying the foreclosure complaint. [001] | 0.40 Hrs | \$146.00 |

Lehman Brothers Chapter 11 Bankruptcy

Re: Moonlight Basin Enforcement

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-------------|-------------|--|-------------|--------------|
| 11/03/09 | JH | Attention to issues concerning the assignment of the loan documents. [001] | 0.50 Hrs | \$182.50 |
| 11/03/09 | JH | Review and analyze the answers filed by the various Moonlight Basin entities. [001] | 1.70 Hrs | \$620.50 |
| 11/03/09 | AC | Conference with Messrs. Cook, Barry and Nastasi and Ms. Bindler regarding loan history. [001] | 5.50 Hrs | \$1,292.50 |
| 11/03/09 | WSC | Reviewed stipulations for time to reply to Moonlight opposition papers. [001] | 0.40 Hrs | \$164.00 |
| 11/03/09 | WSC | Meeting with Lehman at Windels offices regarding response to opposition papers to receiver motion. [001] | 6.60 Hrs | \$2,706.00 |
| 11/03/09 | PG | Continued research and correspondence regarding the same for Ms. Bindler. [001] | 2.00 Hrs | \$390.00 |
| 11/03/09 | PG | Printed documents for Messrs. Cook, Buffa and Holden. [001] | 1.00 Hrs | \$195.00 |
| 11/04/09 | DHB | Various telephone conferences and e-mail correspondence regarding deliveries for appraisal, formulation of affidavits, and dealings with mechanic's liens. [001] | 3.00 Hrs | \$1,275.00 |
| 11/04/09 | DHB | Review, forward and follow up on multiple deliveries from Lehman and from Andrew Fishkoff. [001] | 2.00 Hrs | \$850.00 |
| 11/04/09 | DHB | Revise Assignment. [001] | 1.00 Hrs | \$425.00 |
| 11/04/09 | JH | Continued attention to issues arising in connection with the reply papers to be put together in further support of receiver motion. [001] | 1.20 Hrs | \$438.00 |
| 11/04/09 | JH | Analyze and review additional affidavits and pleadings filed by the Moonlight Basin entities in further support of their opposition to the receiver motion. [001] | 1.90 Hrs | \$693.50 |
| 11/04/09 | JH | Attention to certain bankruptcy issues. [001] | 0.40 Hrs | \$146.00 |
| 11/04/09 | JH | Attention to loan opinions rendered by various counsel in connection with the underlying transaction. [001] | 1.40 Hrs | \$511.00 |
| 11/04/09 | JH | Attention to issues concerning discoverability of appraisals under NY law. [001] | 0.80 Hrs | \$292.00 |
| 11/04/09 | JH | Review amendment to advisory agreement. [001] | 0.40 Hrs | \$146.00 |
| 11/04/09 | JH | Attention to issues concerning settlement of certain construction liens. [001] | 0.60 Hrs | \$219.00 |
| 11/04/09 | JH | Attention to HVS appraisal of the Yellowstone Club and its relation to our receiver motion. [001] | 0.40 Hrs | \$146.00 |
| 11/04/09 | JH | Attention to Cushman appraisal on the Yellowstone Club concerning same. [001] | 0.50 Hrs | \$182.50 |

Lehman Brothers Chapter 11 Bankruptcy

Re: Moonlight Basin Enforcement

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-------------|-------------|---|-------------|--------------|
| 11/04/09 | AC | Prepare Memorandum regarding Lehman meeting. [001] | 3.00 Hrs | \$705.00 |
| 11/04/09 | WSC | Continued working on outlines and issues for reply papers; telephone conference with local counsel and Mr. Holden regarding motion to strike Russ McElvea's affidavit; reviewed Ms. Cote's outline of notes from the client meeting. [001] | 5.80 Hrs | \$2,378.00 |
| 11/04/09 | PG | Printed loan documents and opinions for Ms. Bindler. [001] | 1.00 Hrs | \$195.00 |
| 11/04/09 | PG | Updated loan documents for Ms. Bindler. [001] | 1.00 Hrs | \$195.00 |
| 11/05/09 | EES | Reading an email memo from Ms. Bindler about use of the ATC environmental report; reviewing the ATC report to locate applicable provisions; drafting an email memorandum to Ms. Bindler. [001] | 0.50 Hrs | \$262.50 |
| 11/05/09 | DHB | Review draft of verified complaint and motion to strike. [001] | 0.50 Hrs | \$212.50 |
| 11/05/09 | DHB | Coordinate delivery of materials to Lehman and appraiser. [001] | 1.00 Hrs | \$425.00 |
| 11/05/09 | DHB | Telephone conferences with appraiser. [001] | 0.50 Hrs | \$212.50 |
| 11/05/09 | DHB | E-mail conferences with Trimont and appraiser regarding delivery of materials. [001] | 1.00 Hrs | \$425.00 |
| 11/05/09 | DHB | Review miscellaneous documents and correspondence relating to loan closing and subsequent extensions and negotiations. [001] | 2.00 Hrs | \$850.00 |
| 11/05/09 | DHB | E-mails relating to loan closing, extension and forbearance negotiations. [001] | 0.50 Hrs | \$212.50 |
| 11/05/09 | DHB | E-mail correspondence and telephone conference with local counsel regarding access for appraiser, exhibits to various affidavits. [001] | 1.00 Hrs | \$425.00 |
| 11/05/09 | DHB | E-mail correspondence with M. Kelbon and A. Fishkoff regarding paid off loans at 2007 closing, and drafts of major documents. [001] | 0.50 Hrs | \$212.50 |
| 11/05/09 | DHB | Telephone conference with J. Holden and W. Cook to discuss motion to strike and verification. [001] | 0.50 Hrs | \$212.50 |
| 11/05/09 | RZ | Conference with Mr. Cook on receiver motion. [001] | 0.50 Hrs | \$175.00 |
| 11/05/09 | RZ | Review material in connection with the marketing of the property by Lehman. [001] | 1.30 Hrs | \$455.00 |
| 11/05/09 | RZ | Review opposition's response to receiver motion. [001] | 3.00 Hrs | \$1,050.00 |
| 11/05/09 | JH | Attention to other documents evidencing borrower's aggressive negotiation on the loan documents. [001] | 0.70 Hrs | \$255.50 |
| 11/05/09 | JH | Attention to information supplied by Mr. O'Reilly and analysis of same in order to determine if his testimony will be useful in connection with the reply papers on the receiver motion. [001] | 1.00 Hrs | \$365.00 |

Lehman Brothers Chapter 11 Bankruptcy

Re: Moonlight Basin Enforcement

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-------------|-------------|---|-------------|--------------|
| 11/05/09 | JH | Attention to borrower mark-ups of credit agreement and various other documents. [001] | 0.60 Hrs | \$219.00 |
| 11/05/09 | JH | Attention to information supplied by Trimont for the appraiser. [001] | 0.50 Hrs | \$182.50 |
| 11/05/09 | JH | Attention to additional information supplied by client for the appraiser. [001] | 0.50 Hrs | \$182.50 |
| 11/05/09 | JH | Attention to issues of breach and privilege for sharing the Stephen Brown memo, under NY law, and attention to research in connection with same. [001] | 1.10 Hrs | \$401.50 |
| 11/05/09 | JH | Attention to issues concerning scope of receiver's duties. [001] | 0.50 Hrs | \$182.50 |
| 11/05/09 | JH | Attention to borrower mark-ups of mortgages in connection with reply papers. [001] | 0.50 Hrs | \$182.50 |
| 11/05/09 | WSC | Reviewed Answers of Moonlight, Poole, etc.; attention to getting local counsel's invoice paid; reviewed assignment of loan documents; various telephone conferences with client regarding receiver motions and reply briefs; attention to settlement agreement with Sime Construction; discussed and reviewed Borrower's comments to original loan documents [001] | 6.50 Hrs | \$2,665.00 |
| 11/05/09 | JT | Email correspondence with Mr. Holden regarding effect of a waiver of attorney client privilege; researched topic; emailed findings to Mr. Holden. [001] | 0.90 Hrs | \$252.00 |
| 11/06/09 | RZ | Review material in connection with the marketing of the property by Lehman. [001] | 0.60 Hrs | \$210.00 |
| 11/06/09 | RZ | Draft section for brief in connection with marketing of property by Lehman. [001] | 3.80 Hrs | \$1,330.00 |
| 11/06/09 | JH | Attention to issues on connection with Sime Construction's lien. [001] | 0.40 Hrs | \$146.00 |
| 11/06/09 | JH | Attention to issues concerning the appraiser's access to the property. [001] | 0.20 Hrs | \$73.00 |
| 11/06/09 | JH | Attention to issues concerning judicial notice of construction lien. [001] | 0.20 Hrs | \$73.00 |
| 11/06/09 | JH | Attention to Sime contract. [001] | 0.20 Hrs | \$73.00 |
| 11/06/09 | WSC | Reviewed proposed receiver order; revised latest receiver affidavit; attention outstanding lien issues and various telephone conversations with Lehman; telephone conference with David O'Reilly regarding his work on Moonlight; reviewed O'Reilly's summaries; attention to water rights issue [001] | 6.90 Hrs | \$2,829.00 |

Lehman Brothers Chapter 11 Bankruptcy

Re: Moonlight Basin Enforcement

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-------------|-------------|---|-------------|--------------|
| 11/06/09 | PG | Review of loan documents for Ms. Bindler. [001] | 1.50 Hrs | \$292.50 |
| 11/06/09 | PG | Organization of foreclosure filings. [001] | 1.00 Hrs | \$195.00 |
| 11/07/09 | WSC | Reviewed relevant case law and correspondence with Messrs. James and Holden. [001] | 1.00 Hrs | \$410.00 |
| 11/08/09 | JH | Attention to case law statute cites in connection with same. [001] | 2.10 Hrs | \$766.50 |
| 11/08/09 | JH | Begin reviewing and revising draft reply brief. [001] | 3.90 Hrs | \$1,423.50 |
| 11/08/09 | WSC | Telephone conference with Mr. Holden and Mr. James regarding status and reply papers; reviewed latest press. [001] | 0.60 Hrs | \$246.00 |
| 11/09/09 | DHB | E-mail correspondence concerning brief, background documents with J. Hill, A. Fishoff, D. James, Lehman, J. Holden and W. Cook. [001] | 2.50 Hrs | \$1,062.50 |
| 11/09/09 | DHB | Conference with W. Cook and J. Holden. [001] | 1.00 Hrs | \$425.00 |
| 11/09/09 | DHB | Review and send various deliveries and reply brief. [001] | 1.00 Hrs | \$425.00 |
| 11/09/09 | DHB | Draft Verification Affidavit and Appraisal Affidavit. [001] | 2.50 Hrs | \$1,062.50 |
| 11/09/09 | JH | Conference with Mr. Cook and Ms. Bindler concerning strategy on the reply brief and the receiver hearing. [001] | 1.00 Hrs | \$365.00 |
| 11/09/09 | JH | Continued attention to file and underlying documents in connection with reply papers. [001] | 1.20 Hrs | \$438.00 |
| 11/09/09 | JH | Attention to settlement proposal by Sime Construction. [001] | 0.20 Hrs | \$73.00 |
| 11/09/09 | JH | Attention to case law in connection with same. [001] | 2.30 Hrs | \$839.50 |
| 11/09/09 | JH | Continued attention to reviewing, revising and editing the reply brief at length. [001] | 8.90 Hrs | \$3,248.50 |
| 11/09/09 | AC | Update Notes regarding Lehman meeting. [001] | 0.20 Hrs | \$47.00 |
| 11/09/09 | WSC | Further review of borrower's comments to underlying loan documents, PNA and Forbearance agreements. [001] | 1.70 Hrs | \$697.00 |
| 11/09/09 | WSC | review appraiser affidavit [001] | 0.60 Hrs | \$246.00 |
| 11/09/09 | WSC | Reviewed Bar claims date in Lehman bankruptcy and discussed same with local counsel and Ms. Bindler. [001] | 0.40 Hrs | \$164.00 |
| 11/09/09 | WSC | Internal meeting with Mr. Holden and Ms. Bindler regarding status and timing for completion of our papers. [001] | 1.00 Hrs | \$410.00 |
| 11/09/09 | WSC | Reviewed Nastasi verification/affidavit and discussed same with Ms. Bindler. [001] | 0.50 Hrs | \$205.00 |
| 11/09/09 | WSC | Attention to final Sime construction settlement terms; telephone conference with Mr. James regarding same; various telephone conversations with Messrs. Buffa, Barry and Nastasi regarding status/updates. [001] | 1.20 Hrs | \$492.00 |

Lehman Brothers Chapter 11 Bankruptcy

| | | | | |
|----------|-----|--|----------|------------|
| 11/10/09 | DHB | E-mail correspondence with C. Donaldson, D. James, Lehman TriMont regarding deliveries to appraiser and revisions to documents, borrower requests for advances post maturity and prior appraisal. [001] | 1.50 Hrs | \$637.50 |
| 11/10/09 | DHB | Review revised brief and T. Buffa affidavit. [001] | 1.00 Hrs | \$425.00 |
| 11/10/09 | DHB | Internal conferences regarding various issues related to brief and hearing. [001] | 2.50 Hrs | \$1,062.50 |
| 11/10/09 | DHB | Revise Appraiser Affidavit, Verification of Affidavit, Douglas Wilson Affidavit, email correspondence regarding witnesses, bankruptcy and standing issues. [001] | 3.50 Hrs | \$1,487.50 |
| 11/10/09 | JH | Review motion to take judicial notice of construction liens. [001] | 0.40 Hrs | \$146.00 |
| 11/10/09 | JH | Continued attention to comprehensive redrafting and revising of the reply brief in further support of the application for receiver. [001] | 9.40 Hrs | \$3,431.00 |
| 11/10/09 | JH | Attention to receiver hearing issues and multiple emails and telephone conferences in connection with same. [001] | 3.10 Hrs | \$1,131.50 |
| 11/10/09 | JH | Attention to documents in connection with the reply brief and the Buffa affidavit. [001] | 1.80 Hrs | \$657.00 |
| 11/10/09 | JH | Attention to drafting affidavit for Mr. Buffa. [001] | 2.70 Hrs | \$985.50 |
| 11/10/09 | WSC | Attention to bankhaus issues; logistics of hearing and testimony; various telephone conferences with lehman and local counsel; reviewed stipulation for admissions (liens, loan documents, etc.); reviewed draft brief and supply Mr. Holden with my comments; reviewed and revised T. Buffa affidavit. [001] | 9.30 Hrs | \$3,813.00 |
| 11/10/09 | PG | Redlined and reviewed affidavits for Mr. Cook. [001] | 1.00 Hrs | \$195.00 |
| 11/10/09 | PG | Research for Ms. Bindler on Moonlight Basin and Cushman and Wakefield. [001] | 2.00 Hrs | \$390.00 |
| 11/10/09 | HLS | Telephone conference with John Holden regarding issues regarding authority to bring lawsuit and pay advances. [001] | 0.30 Hrs | \$154.50 |
| 11/10/09 | LSB | Office conference Mr. Nisselson regarding standing of debtor to pursue foreclosure after trustee appointment. [001] | 0.30 Hrs | \$138.00 |
| 11/10/09 | JLS | Determine availability of Hoover Report and Dun & Bradstreet Report for Cushman and Wakefield of Colorado; obtain Hoover Report for Cushman & Wakefield at the request of Mr. Goldsmith [001] | 0.40 Hrs | \$90.00 |
| 11/11/09 | CPM | Consideration of and conference with Mr. Holden on issues and strategy regarding hearing on appointment of receiver. [001] | 1.00 Hrs | \$570.00 |

Lehman Brothers Chapter 11 Bankruptcy

Re: Moonlight Basin Enforcement

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-------------|-------------|---|-------------|--------------|
| 11/11/09 | DHB | Review revisions to briefs and Buffa affidavit. [001] | 1.50 Hrs | \$637.50 |
| 11/11/09 | DHB | Revise Appraiser Affidavit, Douglas Wilson Affidavit, Verification. [001] | 3.00 Hrs | \$1,275.00 |
| 11/11/09 | DHB | E-mail correspondence and telephone conferences with Douglas Wilson, appraiser, counsel, TriMont, Lehman to discuss affidavits and brief. [001] | 3.00 Hrs | \$1,275.00 |
| 11/11/09 | DHB | Internal conferences to discuss affidavits and brief. [001] | 1.50 Hrs | \$637.50 |
| 11/11/09 | JH | Continued attention to reviewing, revising and rewriting the reply brief. [001] | 5.80 Hrs | \$2,117.00 |
| 11/11/09 | JH | Continued attention to reviewing and rewriting the affidavit of Mr. Buffa. [001] | 2.40 Hrs | \$876.00 |
| 11/11/09 | JH | Conference with Mr. Cook and Ms. Bindler concerning receiver strategy and other issues. [001] | 0.60 Hrs | \$219.00 |
| 11/11/09 | JH | Attention to multiple issues arising in connection with receiver motion and multiple to and telephone conferences in connection with same. [001] | 2.80 Hrs | \$1,022.00 |
| 11/11/09 | JH | Review supplemental affidavit of the receiver Mr. Wilson and revise same. [001] | 0.70 Hrs | \$255.50 |
| 11/11/09 | JH | Attention to revised affidavit of Mr. Donaldson. [001] | 0.50 Hrs | \$182.50 |
| 11/11/09 | JH | Attention to additional issues arising in connection with supplemental affidavits and the reply brief in connection with the receiver motion. [001] | 0.80 Hrs | \$292.00 |
| 11/11/09 | WSC | reviewed latest brief and continued to work on Buffa affidavit. [001] | 7.50 Hrs | \$3,075.00 |
| 11/11/09 | PG | Assembled affidavits for Mr. Holden. [001] | 1.50 Hrs | \$292.50 |
| 11/11/09 | PG | Began printing and assembling all documents to be sent to Montana for hearing. [001] | 1.50 Hrs | \$292.50 |
| 11/11/09 | TH | Calls with Deborah Bindler re: litigation between Lehman Commercial Paper and Moonlight Basin, locate and review Lehman Bar Date Notice, circulate same, multiple calls to Epiq, claims administrator for all Lehman cases, conduct searches through claims databases for Moonlight and related parties and advise Ms. Bindler accordingly [001] | 0.50 Hrs | \$95.00 |
| 11/12/09 | DHB | Internal conferences to discuss documents and strategy. [001] | 2.00 Hrs | \$850.00 |
| 11/12/09 | DHB | Review revised briefs and affidavits and coordinate deliveries. [001] | 2.50 Hrs | \$1,062.50 |
| 11/12/09 | DHB | E-mail correspondence with all parties. [001] | 2.50 Hrs | \$1,062.50 |

Lehman Brothers Chapter 11 Bankruptcy

Re: Moonlight Basin Enforcement

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-------------|-------------|---|-------------|--------------|
| 11/12/09 | JH | Continued attention to revising Buffa affidavit in light of the supplemental opposition filing. [001] | 1.90 Hrs | \$693.50 |
| 11/12/09 | JH | Meeting with Mr. Cook and Ms. Bindler to discuss hearing strategy, affidavits, reply and supplemental opposition. [001] | 1.00 Hrs | \$365.00 |
| 11/12/09 | JH | Revise reply brief in order to address the additional arguments contained in the Moonlight Basis entities supplemental opposition. [001] | 3.20 Hrs | \$1,168.00 |
| 11/12/09 | JH | Begin preparing for hearing in Montana on receiver application. [001] | 3.80 Hrs | \$1,387.00 |
| 11/12/09 | JH | Attention to supplemental opposition filed by the Moonlight Basis entities and analysis of same. [001] | 1.70 Hrs | \$620.50 |
| 11/12/09 | JH | Attention to appraiser affidavit issues. [001] | 0.50 Hrs | \$182.50 |
| 11/12/09 | JH | Attention to multiple issues arising in connection with the receiver motion and the upcoming hearing, and attention to multiple emails and telephone conferences in connection with same and strategizing in connection with same. [001] | 3.80 Hrs | \$1,387.00 |
| 11/12/09 | WSC | Various telephone conferences with Mr. Buffa regarding affidavit; finalizing of brief. [001] | 6.10 Hrs | \$2,501.00 |
| 11/12/09 | PG | Printed and organized documents for Mr. Holden. [001] | 1.00 Hrs | \$195.00 |
| 11/12/09 | PG | Continued assembling documents and organizing files for Montana delivery. [001] | 4.00 Hrs | \$780.00 |
| 11/13/09 | JH | Attention to Mr. Poole's discovery request. [001] | 0.50 Hrs | \$182.50 |
| 11/13/09 | JH | Attention to Moonlight Basin's motion to take judicial notice of certain issues and analysis of same. [001] | 1.00 Hrs | \$365.00 |
| 11/13/09 | JH | Continued attention to preparation of outline for the preparation of Mr. Buffa's for his testimony at the hearing. [001] | 1.20 Hrs | \$438.00 |
| 11/13/09 | JH | Preparation of cross-examination of Mr. McElyea, and attention to file in connection with same. [001] | 1.80 Hrs | \$657.00 |
| 11/13/09 | JH | Attention to preparation for meeting with Mr. Buffa to prepare him for his testimony at the hearing and his cross-examination. [001] | 2.10 Hrs | \$766.50 |
| 11/13/09 | JH | Continued attention to preparing for hearing, including: witness preparation, witness outline, cross examination analysis, attention to exhibits, attention to files and documents necessary for hearing, and attention to certain strategies. [001] | 3.80 Hrs | \$1,387.00 |
| 11/13/09 | JH | Continued attention to revising reply brief. [001] | 2.90 Hrs | \$1,058.50 |
| 11/13/09 | JH | Re-revise Buffa affidavit. [001] | 1.00 Hrs | \$365.00 |
| 11/13/09 | JH | Attention to additional edits of the Buffa affidavit. [001] | 0.70 Hrs | \$255.50 |
| 11/13/09 | JH | Attention to numerous issues arising in connection with upcoming hearing, including multiple emails and | 2.20 Hrs | \$803.00 |

Lehman Brothers Chapter 11 Bankruptcy

Re: Moonlight Basin Enforcement

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-------------|-------------|---|-------------|--------------|
| | | telephone conferences to and from Mr. James and Mr. Cook. [001] | | |
| 11/13/09 | WSC | Further review of brief and affidavits based on lehman's internal comments. [001] | 5.50 Hrs | \$2,255.00 |
| 11/13/09 | PG | Research for Mr. Cook regarding Lehman bankruptcy. [001] | 1.00 Hrs | \$195.00 |
| 11/13/09 | PG | Prepared files for hearing. [001] | 2.00 Hrs | \$390.00 |
| 11/14/09 | JH | Attention to multiple issues arising in connection with receiver motion. [001] | 1.20 Hrs | \$438.00 |
| 11/14/09 | JH | Attention to multiple emails to and from Mr. James concerning receiver issues. [001] | 0.50 Hrs | \$182.50 |
| 11/14/09 | JH | Continued attention to preparation for receiver hearing including preparation of direct testimony and cross-examination and intention to file in connection with same. [001] | 4.90 Hrs | \$1,788.50 |
| 11/14/09 | JH | Continued attention to preparing for meeting with Mr. Buffa to prepare for his direct cross-examination at the hearing. [001] | 3.10 Hrs | \$1,131.50 |
| 11/14/09 | JH | Continued attention to revising reply brief. [001] | 3.40 Hrs | \$1,241.00 |
| 11/14/09 | WSC | Attention to preparation for receiver hearing. [001] | 3.00 Hrs | \$1,230.00 |
| 11/14/09 | PG | Preparation of documents and assistance for Mr. Cook. [001] | 5.00 Hrs | \$975.00 |
| 11/15/09 | JH | Attention to multiple emails to and from Mr. James concerning receiver issues and attention to multiple other issues arising in connection with upcoming hearing for receiver. [001] | 1.70 Hrs | \$620.50 |
| 11/15/09 | JH | Prepare with the intention of witness preparation. [001] | 3.10 Hrs | \$1,131.50 |
| 11/15/09 | JH | Continued attention to revising reply brief. [001] | 3.80 Hrs | \$1,387.00 |
| 11/15/09 | JH | Continued attention to preparation for receiver hearing. [001] | 4.50 Hrs | \$1,642.50 |
| 11/15/09 | JH | Review and revise response to Moonlight Basin's request for judicial notice. [001] | 0.50 Hrs | \$182.50 |
| 11/16/09 | DHB | Conference with T. Buffa, J. Holden and W. Cook to prepare for hearing. [001] | 4.50 Hrs | \$1,912.50 |
| 11/16/09 | DHB | Follow up correspondence and review of documents and correspondence in connection with T. Buffa affidavit, timeline, hearing on Thursday. [001] | 3.00 Hrs | \$1,275.00 |
| 11/16/09 | JJT | Review and comment on brief. [001] | 3.50 Hrs | \$2,450.00 |
| 11/16/09 | JH | Meet with and prepare Mr. Buffa for his testimony on both direct and cross-examination and preparation for same. [001] | 4.50 Hrs | \$1,642.50 |
| 11/16/09 | JH | Continued attention to preparation for hearing this week on receiver application. [001] | 4.20 Hrs | \$1,533.00 |

Lehman Brothers Chapter 11 Bankruptcy

Re: Moonlight Basin Enforcement

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-------------|-------------|---|-------------|--------------|
| 11/16/09 | JH | Attention to multiple issues arising in connection with upcoming receiver hearing. [001] | 3.10 Hrs | \$1,131.50 |
| 11/16/09 | JH | Continued attention to revising reply brief and Buffa affidavit. [001] | 3.80 Hrs | \$1,387.00 |
| 11/16/09 | JH | Review and revise objection to request for judicial notice. [001] | 0.60 Hrs | \$219.00 |
| 11/16/09 | WSC | Telephone conference with Weil regarding Bankhouse issue. [001] | 0.80 Hrs | \$328.00 |
| 11/16/09 | WSC | Meeting with Mr. Buffa and Holden to prepare Mr. Buffa for his testimony at the receiver hearing. [001] | 3.00 Hrs | \$1,230.00 |
| 11/16/09 | WSC | Attention to preparation for Receiver hearing; attention to latest drafts of affidavits and brief. [001] | 6.50 Hrs | \$2,665.00 |
| 11/16/09 | PG | Assistance for Messrs. Cook and Holden in preparation for hearing. [001] | 1.00 Hrs | \$195.00 |
| 11/16/09 | PG | Organized received foreclosure filings in preparation for hearing. [001] | 3.00 Hrs | \$585.00 |
| 11/16/09 | PG | Review of brief and revised cross-references to affidavits for Mr. Holden. [001] | 2.00 Hrs | \$390.00 |
| 11/17/09 | DHB | Telephone conferences regarding appraisal. [001] | 1.00 Hrs | \$425.00 |
| 11/17/09 | DHB | Revisions to and research in connection with T. Buffa affidavit. [001] | 2.00 Hrs | \$850.00 |
| 11/17/09 | JH | Continued attention to preparation for hearing on receiver motion in Montana and travel to Montana for same. [001] | 14.00 Hrs | \$5,110.00 |
| 11/17/09 | WSC | Attention to preparation for receiver hearing; further revisions to affidavits; various telephone conferences with client. [001] | 7.70 Hrs | \$3,157.00 |
| 11/17/09 | PG | Travel. [001] | 8.50 Hrs | \$1,657.50 |
| 11/17/09 | PG | Prepared documents and files for hearing. [001] | 6.50 Hrs | \$1,267.50 |
| 11/18/09 | RAR | Attention to independent director issue. [001] | 0.30 Hrs | \$157.50 |
| 11/18/09 | DHB | Review supplemental borrower answers, guaranties, loan provisions for independent director. [001] | 2.00 Hrs | \$850.00 |
| 11/18/09 | DHB | Attention to file. [001] | 0.40 Hrs | \$170.00 |
| 11/18/09 | JH | Attention to issues arising in connection with the filed bankruptcy. [001] | 2.90 Hrs | \$1,058.50 |
| 11/18/09 | JH | Continued attention to preparing for receiver hearing in Montana, and meet with Mr. James in connection with same, and meet with and prepare the receiver and the appraiser. [001] | 9.00 Hrs | \$3,285.00 |

Lehman Brothers Chapter 11 Bankruptcy

Re: Moonlight Basin Enforcement

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-------------|-------------|---|-------------|--------------|
| 11/18/09 | WSC | Conferences with client, Mr. Holden and Mr. James regarding strategy and bankruptcy filing implications. [001] | 4.00 Hrs | \$1,640.00 |
| 11/18/09 | WSC | Travel to Montana for purposes of attendance at receiver hearing. [001] | 7.00 Hrs | \$2,870.00 |
| 11/18/09 | PG | Preparation for hearing. [001] | 8.00 Hrs | \$1,560.00 |
| 11/19/09 | DHB | Conference with R. Wilk. [001] | 0.50 Hrs | \$212.50 |
| 11/19/09 | DHB | Research in connection with suit on guaranties and CPLR 3211 motion. [001] | 2.50 Hrs | \$1,062.50 |
| 11/19/09 | DHB | Research allegations that portion of premise is not subject to the mortgage. [001] | 2.00 Hrs | \$850.00 |
| 11/19/09 | DHB | Revise and send Fitts affidavit in support of trustee. [001] | 1.50 Hrs | \$637.50 |
| 11/19/09 | DHB | Draft affidavit in support, summary judgment motion, and notice of motion. [001] | 4.50 Hrs | \$1,912.50 |
| 11/19/09 | JH | Continued attention to issues in wrapping up stayed receiver hearing, and issues arising in connection with filing of bankruptcy, and return travel from Montana receiver hearing. [001] | 14.00 Hrs | \$5,110.00 |
| 11/19/09 | AC | Review Mortgage Credit Agreement, Mortgage, Mezzanine Loan Agreement and Certificates with regard to encumbered property and references to the lodge building. [001] | 1.30 Hrs | \$305.50 |
| 11/19/09 | WSC | Travel back from Montana [001] | 7.00 Hrs | \$2,870.00 |
| 11/19/09 | WSC | Inspect/visit property; meetings with client regarding strategy and options going forward. [001] | 5.00 Hrs | \$2,050.00 |
| 11/19/09 | PG | Travel and organization of documents. [001] | 6.00 Hrs | \$1,170.00 |
| 11/19/09 | TH | Discussion with Deborah Bindler re: chapter 11 filing of Moonlight Basin, locate print and distribute numerous first day motions for adequate protection, use of cash collateral and authorizing sale and discuss ramifications with Ms. Bindler [001] | 1.00 Hrs | \$190.00 |
| 11/19/09 | RGW | e-mail dialogue with Ms. Bindler regarding CPLR 3213 motion; provide motion papers to Ms. Bindler; review guaranty; confer with Ms. Bindler about choice of forum/venue and demand/notice issues. [001] | 0.50 Hrs | \$175.00 |
| 11/19/09 | JLS | Obtain several New York decisions concerning whether proceeding by summary judgement in-lieu of complaint is appropriate in actions of guarantees for Ms. Bindler [001] | 0.30 Hrs | \$67.50 |

Lehman Brothers Chapter 11 Bankruptcy

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| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-------------|-------------|--|-------------|--------------|
| 11/20/09 | JH | Attention to motion to appoint Mr. Wilson as trustee. [001] | 1.00 Hrs | \$365.00 |
| 11/20/09 | JH | Attention to motion concerning consolidation and several telephone conferences with Mr. James. [001] | 1.00 Hrs | \$365.00 |
| 11/20/09 | JH | Attention to DIP motion. [001] | 0.80 Hrs | \$292.00 |
| 11/20/09 | JH | Attention to multiple issues arising in connection with bankruptcy, including strategy and procedural issues, and attention to numerous emails to and from the client and Weil Gotchel and Mr. James concerning same. [001] | 3.90 Hrs | \$1,423.50 |
| 11/20/09 | JH | Attention to draft Article 3213 motion for summary judgment against Mr. Poole, given that the loans have become recourse to him as a result of the bankruptcy filing. [001] | 1.20 Hrs | \$438.00 |
| 11/20/09 | BBB | Telephone conference with Ms. Bindler regarding single asset borrower bankruptcy research issue; conference with Mr. Barr regarding same. [001] | 0.50 Hrs | \$140.00 |
| 11/20/09 | WSC | Begin preparation for defense of bankruptcy claims; telephone conferences with Lehman regarding the next steps; begin draft of DIP term sheet. [001] | 8.50 Hrs | \$3,485.00 |
| 11/20/09 | LSB | Telephone conference with Ms. Bindler regarding single asset real estate issues [.2]. Review Bankruptcy Code provisions and cases regarding same [.3]. Office conference Mr. Buchbinder regarding research of issue [.1]. [001] | 0.60 Hrs | \$276.00 |
| 11/21/09 | DHB | Review Trilogy against other form DIP term sheet to prepare Debtor in Possession term sheet for LCPI. [001] | 1.00 Hrs | \$425.00 |
| 11/21/09 | DHB | Reviewed e-mail correspondence and attachments. [001] | 1.00 Hrs | \$425.00 |
| 11/21/09 | DHB | Correspondence with client and counsel regarding issues and strategy in bankruptcy. [001] | 0.50 Hrs | \$212.50 |
| 11/21/09 | JH | Continued attention to multiple bankruptcy issues, pleading, oppositions, filings, motions, and multiple emails to and from local counsel, Weil, the client and Windels. [001] | 4.10 Hrs | \$1,496.50 |
| 11/21/09 | JH | Telephone conference with client and local counsel concerning bankruptcy strategy. [001] | 1.00 Hrs | \$365.00 |
| 11/21/09 | WSC | Prepared term sheet; conference call with all parties regarding DIP financing and general strategy; multiple emails and calls regarding strategy and DIP financing. [001] | 11.50 Hrs | \$4,715.00 |

Lehman Brothers Chapter 11 Bankruptcy

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| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-------------|-------------|---|-------------|--------------|
| 11/22/09 | DHB | Draft Buffa affidavit. [001] | 2.00 Hrs | \$850.00 |
| 11/22/09 | DHB | Worked on several revisions to DIP term sheet. [001] | 9.00 Hrs | \$3,825.00 |
| 11/22/09 | DHB | Various telephone conference calls to discuss issues relating to hearing on Tuesday, term sheet and affidavit. [001] | 2.00 Hrs | \$850.00 |
| 11/22/09 | JH | Attention to reviewing multiple briefs and pleadings to be filed in the bankruptcy. [001] | 1.50 Hrs | \$547.50 |
| 11/22/09 | JH | Attention to revising the Buffa affidavit to be filed in bankruptcy. [001] | 1.00 Hrs | \$365.00 |
| 11/22/09 | JH | Continued attention to multiple bankruptcy issues and strategy and multiple emails in connection with same. [001] | 3.10 Hrs | \$1,131.50 |
| 11/22/09 | JH | Telephone conference with client and local counsel concerning bankruptcy strategy. [001] | 1.30 Hrs | \$474.50 |
| 11/22/09 | JH | Telephone conference with client and Mr. Cook concerning strategy issues. [001] | 0.50 Hrs | \$182.50 |
| 11/22/09 | WSC | various telephone conferences; further work on DIP term sheet. [001] | 7.40 Hrs | \$3,034.00 |
| 11/23/09 | DHB | Review new appraisal. [001] | 1.50 Hrs | \$637.50 |
| 11/23/09 | DHB | Various revisions to and conference calls regarding revisions to DIP term sheet, Buffa affidavit, and Trilogy term sheet. [001] | 6.50 Hrs | \$2,762.50 |
| 11/23/09 | JH | Continued attention to multiple bankruptcy issues and multiple emails in connection with same, and issues arising in connection with the term sheet, the Buffa affidavit, and numerous other issues. [001] | 3.20 Hrs | \$1,168.00 |
| 11/23/09 | JH | Continued attention to the Buffa affidavit. [001] | 0.80 Hrs | \$292.00 |
| 11/23/09 | WSC | [001] | 6.80 Hrs | \$2,788.00 |
| 11/23/09 | PG | Compiled exhibits for Mr. Buffa's affidavit. [001] | 2.00 Hrs | \$390.00 |
| 11/23/09 | LSB | Office conferences Ms. Bindler regarding debtor in possession financing [.5]; Office conference Mr. Nisselson regarding same [.2]. [001] | 0.70 Hrs | \$322.00 |
| 11/24/09 | DHB | Telephone conferences with D. James during and after hearing. [001] | 1.30 Hrs | \$552.50 |
| 11/24/09 | DHB | Telephone conference with T. Buffa, B. Barry and water rights counsel to discuss water rights and water rights memo. [001] | 1.00 Hrs | \$425.00 |
| 11/24/09 | DHB | Review interim order with L. Barr. [001] | 1.30 Hrs | \$552.50 |
| 11/24/09 | DHB | Send summary of discussion. [001] | 1.30 Hrs | \$552.50 |

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Re: Moonlight Basin Enforcement

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-------------|-------------|--|-------------|--------------|
| 11/24/09 | JH | Continued attention to bankruptcy issues and multiple emails in connection with same. [001] | 1.10 Hrs | \$401.50 |
| 11/24/09 | JH | Attention to various bankruptcy issues and strategies and multiple emails in connection with same. [001] | 2.00 Hrs | \$730.00 |
| 11/24/09 | WSC | Reviewed appraisal. [001] | 1.20 Hrs | \$492.00 |
| 11/24/09 | PG | Organized foreclosure filings and prepared index of documents. [001] | 2.00 Hrs | \$390.00 |
| 11/24/09 | PG | Review of loan documents for Ms. Bindler. [001] | 1.00 Hrs | \$195.00 |
| 11/24/09 | LSB | Extensive review and mark up of draft proposed interim postpetition financing and borrowing order [1.1]. Office conference Ms. Bindler regarding comments to same [.8]. Telephone conference with Mr. James and Ms. Bindler regarding today's bankruptcy court hearing and related issues [.3]. Office conference Ms. Bindler regarding same [.1]. Revise Ms. Bindler's memo to client regarding same [.2]. Review Ms. Bindler's draft term sheet [.5]. Office conference Mr. Bindler regarding same, changes to proposed interim order [.2]. Review, comment on Weil Gotschal draft term sheet [.4]. [001] | 3.60 Hrs | \$1,656.00 |
| 11/25/09 | DHB | Complete review of appraisal and send comments to Lehman. [001] | 1.50 Hrs | \$637.50 |
| 11/25/09 | DHB | Telephone conference with lender and bankruptcy counsel to discuss hearing and preparation for DIP hearing. [001] | 1.00 Hrs | \$425.00 |
| 11/25/09 | DHB | Review debtor filings in bankruptcy case. [001] | 2.00 Hrs | \$850.00 |
| 11/25/09 | DHB | Review documents and send and respond to B. Barry questions regarding loan party entities. [001] | 1.00 Hrs | \$425.00 |
| 11/25/09 | DHB | Send comments to Interim Order. [001] | 1.00 Hrs | \$425.00 |
| 11/25/09 | DHB | Conference with L. Barr to review interim order. [001] | 0.50 Hrs | \$212.50 |
| 11/25/09 | DHB | Attention to file. [001] | 0.50 Hrs | \$212.50 |
| 11/25/09 | JH | Attention to multiple bankruptcy issues including term sheet, appraisal, November 24 order, and multiple emails in connection with same. [001] | 1.20 Hrs | \$438.00 |
| 11/25/09 | JH | Attention to additional exhibits filed by Moonlight Basin entities. [001] | 0.50 Hrs | \$182.50 |
| 11/25/09 | JH | Telephone conference with representatives from Lehman, Mr. James, and representatives from Weil Gotchal. [001] | 1.00 Hrs | \$365.00 |
| 11/25/09 | WSC | Telephone conference with Lehman, Weil and local counsel regarding results of the hearing [001] | 1.00 Hrs | \$410.00 |

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|-----------------------|-------------|---|----------------|--------------|
| 11/25/09 | PG | Telephone conference with Mr. James regarding Buffa Affidavit. [001] | 0.50 Hrs | \$97.50 |
| 11/25/09 | PG | Printed and organized foreclosure filing documents. [001] | 1.00 Hrs | \$195.00 |
| 11/25/09 | LSB | Office conference Ms. Bindler regarding financing agreement and court's concern regarding carve out for professionals [.2]. Review email memo from Mr. Waisman regarding Trilogy's position and strategy [.1]. [001] | 0.30 Hrs | \$138.00 |
| 11/27/09 | PG | Printed, organized and filed bankruptcy and foreclosure documents. [001] | 3.00 Hrs | \$585.00 |
| 11/27/09 | PG | Burned discs for Ms. Bindler and Mr. Cock. [001] | 1.00 Hrs | \$195.00 |
| 11/30/09 | DHB | Telephone conference with client and bankruptcy counsel to discuss issues in connection with scheduled hearings. [001] | 1.00 Hrs | \$425.00 |
| 11/30/09 | DHB | Review and comment on proposed cash collateral order, debtor statement of financial affairs, debtor schedules and other correspondence relating to litigation. [001] | 3.00 Hrs | \$1,275.00 |
| 11/30/09 | LSB | Office conference Ms. Bindler regarding debtor in possession financing, priming liens, adequate protection and competing appraisal of Lehman and valuation of debtor, debtor's lender liability claims. [001] | 0.30 Hrs | \$138.00 |
| Asset Analysis Totals | | | 612.50 Hrs | \$225,267.00 |
| | | | TOTAL SERVICES | \$225,267.00 |

HOURLY RATE

| | | |
|-----------------------|------------|-------------|
| Rossi, Robert A. | 0.30 Hrs | \$157.50 |
| Murphy, Craig P. | 1.00 Hrs | \$570.00 |
| Shea, Edward E. | 0.50 Hrs | \$262.50 |
| Bindler, Deborah H. | 124.80 Hrs | \$53,040.00 |
| Thomas, James J. | 3.50 Hrs | \$2,450.00 |
| Zoffinger, Richard | 9.20 Hrs | \$3,220.00 |
| Holden, John | 229.50 Hrs | \$83,767.50 |
| Buchbinder, Julian B. | 0.50 Hrs | \$140.00 |
| Cote, Anna | 10.00 Hrs | \$2,350.00 |
| Cook Jr., Wayne S. | 149.00 Hrs | \$61,090.00 |
| Goldsmith, Paul | 74.50 Hrs | \$14,527.50 |
| Simon, Howard L. | 0.30 Hrs | \$154.50 |

Lehman Brothers Chapter 11 Bankruptcy

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HOURLY RATE

| | | |
|------------------|------------|--------------|
| Barr, Leslie S. | 5.80 Hrs | \$2,668.00 |
| Heston, Tracy | 1.50 Hrs | \$285.00 |
| Wilk, Robert G. | 0.50 Hrs | \$175.00 |
| Tracy, James | 0.90 Hrs | \$252.00 |
| Solomon, Joel L. | 0.70 Hrs | \$157.50 |
| | <hr/> | |
| | 612.50 Hrs | \$225,267.00 |

DISBURSEMENTS

Disbursements

Copying

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|--------------|------------|
| Reproduction | \$1,282.80 |
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| Copying Totals | \$1,282.80 |
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Telephone

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| Telephone | \$58.00 |
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| Telephone - Reimbursements | \$15.39 |
|----------------------------|---------|

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|------------------|---------|
| Telephone Totals | \$73.39 |
|------------------|---------|

Online research

| | |
|------------------------|----------|
| Lexis/Westlaw Research | \$498.53 |
|------------------------|----------|

| | |
|------------------------|----------|
| Online research Totals | \$498.53 |
|------------------------|----------|

Delivery Service/Messenger

| | |
|-------------------------|----------|
| Air Courier / Messenger | \$285.63 |
|-------------------------|----------|

| | |
|-----------------------------------|----------|
| Delivery Service/Messenger Totals | \$285.63 |
|-----------------------------------|----------|

Local travel

| | |
|--------------|------------|
| Local Travel | \$2,111.42 |
|--------------|------------|

| | |
|---------------------|------------|
| Local travel Totals | \$2,111.42 |
|---------------------|------------|

Out-of-town travel

| | |
|--------------------|------------|
| Out of Town Travel | \$1,255.07 |
|--------------------|------------|

| | |
|---------------------------|------------|
| Out-of-town travel Totals | \$1,255.07 |
|---------------------------|------------|

Meals

Lehman Brothers Chapter 11 Bankruptcy

Re: Moonlight Basin Enforcement

DISBURSEMENTS

| | |
|-----------------------------|---------------------|
| Conference/Meeting Expenses | \$506.69 |
| Meals Totals | \$506.69 |
| <u>Other</u> | |
| Staff Overtime | \$660.00 |
| Miscellaneous | \$215.00 |
| Other Totals | \$875.00 |
| Disbursements Totals | \$875.00 |
| | TOTAL DISBURSEMENTS |
| | \$6,888.53 |
| | INVOICE TOTAL |
| | <u>\$232,155.53</u> |

Lehman Brothers Chapter 11 Bankruptcy

Task Billing Summary Page

Re: Moonlight Basin Enforcement
 File Number 0303694-0002184

| | Previous <u>Billed</u> | Current <u>Bill</u> | <u>Total</u> |
|--|---------------------------|------------------------|-------------------|
| Asset Analysis | 195,106.07 | 225,267.00 | 420,373.07 |
| Litigation | 2,108.00 | | 2,108.00 |
| | Subtotals | 197,214.07 | 225,267.00 |
| | | 422,481.07 | |
| <u>Disbursements</u> | | | |
| Copying | 1,264.67 | 1,282.80 | 2,547.47 |
| Facsimile | 58.06 | | 58.06 |
| Telephone | 49.63 | 73.39 | 123.02 |
| Online research | | 498.53 | 498.53 |
| Delivery Service/Messenger | 378.25 | 285.63 | 663.88 |
| Postage | 0.59 | | 0.59 |
| Local travel | 2,012.26 | 2,111.42 | 4,123.68 |
| Out-of-town travel | | 1,255.07 | 1,255.07 |
| Meals | 500.21 | 506.69 | 1,006.90 |
| Court fees | 665.57 | | 665.57 |
| Other | 110.00 | 875.00 | 985.00 |
| | Subtotals | 5,039.24 | 6,888.53 |
| | | | 11,927.77 |
| <u>Case Assessment, Development & Administr</u> | | | |
| Analysis/Strategy | | 781.33 | 781.33 |
| | Subtotals | 781.33 | 781.33 |
| | Totals | 203,034.64 | 232,155.53 |
| | | | 435,190.17 |

December 4, 2009

Bill Number 75519

File Number 0303694-0002185

Lehman Brothers Chapter 11 Bankruptcy
1271 Avenue of the Americas - 46th Floor
New York, NY 10020

**FOR PROFESSIONAL SERVICES RENDERED
FOR THE PERIOD**

November 1 through 30, 2009

Re: Hudson Yards Enforcement

SERVICES

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-----------------------|-------------|---|----------------|--------------|
| <u>Asset Analysis</u> | | | | |
| 11/17/09 | TAB | Review correspondence from Mr. Osborne (Trimont) regarding request for fully executed pre-negotiation agreement; review files and correspondence to Mr. Osborne regarding deliver of fully executed pre-negotiation agreement. [001] | 0.20 Hrs | \$99.00 |
| Asset Analysis Totals | | | 0.20 Hrs | \$99.00 |
| | | | TOTAL SERVICES | \$99.00 |

HOURLY RATE

| | | |
|--------------------|---------------|----------------|
| Banahan, Thomas A. | 0.20 Hrs | \$99.00 |
| | <hr/> | <hr/> |
| | 0.20 Hrs | \$99.00 |
| | <hr/> | <hr/> |
| | INVOICE TOTAL | <u>\$99.00</u> |

Lehman Brothers Chapter 11 Bankruptcy

Task Billing Summary Page

Re: Hudson Yards Enforcement
File Number 0303694-0002185

| | <u>Previous Billed</u> | <u>Current Bill</u> | <u>Total</u> |
|-----------------------------|----------------------------|-------------------------|--------------|
| Asset Analysis | 14,562.90 | 99.00 | 14,661.90 |
| Subtotals | 14,562.90 | 99.00 | 14,661.90 |
| <u>Disbursements</u> | | | |
| Copying | 86.40 | | 86.40 |
| Delivery Service/Messenger | 64.60 | | 64.60 |
| Local travel | 32.00 | | 32.00 |
| Subtotals | 183.00 | | 183.00 |
| Totals | 14,745.90 | 99.00 | 14,844.90 |

December 7, 2009

Bill Number 75758

File Number 0303694-0002192

Lehman Brothers Chapter 11 Bankruptcy
1271 Avenue of the Americas - 46th Floor
New York, NY 10020

**FOR PROFESSIONAL SERVICES RENDERED
FOR THE PERIOD**

November 1 through 30, 2009

Re: 25/45 Broad Street

SERVICES

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-----------------------|-------------|---|-------------|--------------|
| <u>Asset Analysis</u> | | | | |
| 11/02/09 | MAS | Follow up with motion to be relieved as counsel for Swig and rescheduling of motion under CPLR 3213. [001] | 0.40 Hrs | \$176.00 |
| 11/02/09 | KP | Review contract-related issues and telephone conferences with client regarding elevator and related agreements; attention to review of proposals; draft elevator repair addenda. [001] | 3.10 Hrs | \$1,302.00 |
| 11/02/09 | SM | Telephone conference with Ms. Czervionke regarding union labor contracts. [001] | 0.10 Hrs | \$36.50 |
| 11/02/09 | SM | Reviewed MG Engineering discharge of mechanic's lien. [001] | 0.10 Hrs | \$36.50 |
| 11/02/09 | SM | Reviewed e-mail from Ms. Czervionke regarding filing release of lien. [001] | 0.10 Hrs | \$36.50 |
| 11/03/09 | KP | Review of proposals and revision of addenda for contractors; telephone conference with Mr. Gagliano regarding comments to addendum. [001] | 3.00 Hrs | \$1,260.00 |
| 11/03/09 | SM | Reviewed file regarding issues related to notice of pendency. [001] | 0.10 Hrs | \$36.50 |
| 11/03/09 | SM | Telephone conference with Mr. Steinurzal regarding filed notice of pendency. [001] | 0.10 Hrs | \$36.50 |
| 11/03/09 | SM | Drafted e-mails to and reviewed e-mails from Mr. Steinurzal regarding notice of pendency. [001] | 0.10 Hrs | \$36.50 |
| 11/03/09 | SM | Reviewed emails from Ms. Sorbera regarding discovery demands on Swig. [001] | 0.10 Hrs | \$36.50 |
| 11/03/09 | SM | Drafted e-mails to and reviewed e-mails from Ms. Czervionke regarding mechanic's lien release. [001] | 0.10 Hrs | \$36.50 |

Lehman Brothers Chapter 11 Bankruptcy

Re: 25/45 Broad Street

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-------------|-------------|--|-------------|--------------|
| 11/04/09 | MAS | Follow-up on post-meeting issues including contract requirements, receive's agreements and Local Law 11 work to be performed. [001] | 0.80 Hrs | \$352.00 |
| 11/04/09 | KP | Attention to various proposals and addenda, including MG Engineering. [001] | 2.00 Hrs | \$840.00 |
| 11/04/09 | SM | Reviewed court notification in Swig action regarding motion to withdraw as counsel. [001] | 0.10 Hrs | \$36.50 |
| 11/04/09 | CJS | Draft discovery demands on 45 Broad LLC (interrogatories and demand for documents) [001] | 2.60 Hrs | \$598.00 |
| 11/05/09 | KP | Participate in all-hands conference call regarding construction documentation; drafting and revision of addendum regarding Titanium contract; follow-up regarding e-mail. [001] | 1.10 Hrs | \$462.00 |
| 11/05/09 | SM | Reviewed court notification regarding preliminary conference. [001] | 0.10 Hrs | \$36.50 |
| 11/05/09 | SM | Drafted e-mails to and reviewed e-mails from Ms. Czervionke regarding receiver and lien release. [001] | 0.10 Hrs | \$36.50 |
| 11/05/09 | SM | Drafted e-mails to and reviewed e-mails from Ms. Mattoon. [001] | 0.10 Hrs | \$36.50 |
| 11/05/09 | CJS | Review 25 Broad LLC Answer. Draft discovery demands (interrogatories and demand for documents) on 25 Broad LLC. [001] | 2.50 Hrs | \$575.00 |
| 11/06/09 | MAS | Multiple communications with counsel for receiver regarding entry into contracts. [001] | 0.40 Hrs | \$176.00 |
| 11/06/09 | LD | Attention to discovery board for 45 Broad, LLC. [001] | 1.00 Hrs | \$170.00 |
| 11/06/09 | SM | Drafted affirmation in support of motion to appoint counsel for receiver. [001] | 0.30 Hrs | \$109.50 |
| 11/06/09 | SM | Reviewed motion by receiver to appoint counsel. [001] | 0.20 Hrs | \$73.00 |
| 11/06/09 | SM | Reviewed e-mail from Mr. Giliberti, counsel for Site Safety. [001] | 0.10 Hrs | \$36.50 |
| 11/06/09 | SM | Reviewed court notification regarding adjournment of motion to be relieved as counsel in CPLR 3213 action. [001] | 0.10 Hrs | \$36.50 |
| 11/06/09 | SM | Reviewed discovery demands for 45 Broad. [001] | 0.20 Hrs | \$73.00 |
| 11/06/09 | CJS | Draft discovery documents for 25 Broad, LLC. Update discovery chart. [001] | 1.50 Hrs | \$345.00 |
| 11/07/09 | SM | Reviewed court notification regarding motion to be relieved as counsel for Swig. [001] | 0.10 Hrs | \$36.50 |
| 11/08/09 | CJS | Draft discovery demands on 25 Broad, LLC [001] | 2.00 Hrs | \$460.00 |

Lehman Brothers Chapter 11 Bankruptcy

Re: 25/45 Broad Street

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-------------|-------------|--|-------------|--------------|
| 11/09/09 | MAS | Review motion to withdraw by Karinisky in as Broad matter (.2); address status of contracts and receiver work (0.2); communications with Mr. Karinisky regarding conference on November 12, 2009 for discovery issue (0.3). [001] | 0.80 Hrs | \$352.00 |
| 11/09/09 | LD | Attention to 25 Broad Pleading board. [001] | 2.00 Hrs | \$340.00 |
| 11/09/09 | SM | Reviewed notice of appearance for Site Safety. [001] | 0.10 Hrs | \$36.50 |
| 11/09/09 | CJS | Draft discovery demands on 25 Broad, LLC. [001] | 1.50 Hrs | \$345.00 |
| 11/10/09 | MAS | Multiple communications concerning preliminary conference order and reservation of rights of protective order relief to preserve objections. [001] | 0.40 Hrs | \$176.00 |
| 11/10/09 | LD | Revised Pleading chart for 25 Broad Street. [001] | 0.80 Hrs | \$136.00 |
| 11/10/09 | LD | Attention to Pleading Board for 45 Broad Street. [001] | 0.90 Hrs | \$153.00 |
| 11/10/09 | LD | Attention to Mezzanine Loan Pleading Board. [001] | 0.60 Hrs | \$102.00 |
| 11/10/09 | KP | Attention to drafting and revision of purchase order for Titanium Construction (Site Safety Scope). [001] | 3.40 Hrs | \$1,428.00 |
| 11/10/09 | SM | Reviewed court notification regarding long form order for default judgment motion. [001] | 0.10 Hrs | \$36.50 |
| 11/10/09 | SM | Reviewed discovery demands for 25 Broad LLC [001] | 0.40 Hrs | \$146.00 |
| 11/11/09 | KP | Review e-mail regarding comments to Titanium purchase order; Revise Titanium purchase order and transmit to Goldstein/Martinelli; review construction contract. [001] | 1.00 Hrs | \$420.00 |
| 11/11/09 | SM | Drafted e-mails to and reviewed e-mails from Ms. Czervionke regarding status update. [001] | 0.10 Hrs | \$36.50 |
| 11/11/09 | SM | Reviewed e-mail from counsel for Profile Builders. [001] | 0.10 Hrs | \$36.50 |
| 11/11/09 | SM | Reviewed lien release from Profile Builders. [001] | 0.10 Hrs | \$36.50 |
| 11/11/09 | SM | Drafted e-mails to and reviewed e-mails from Mr. Brusco. [001] | 0.10 Hrs | \$36.50 |
| 11/12/09 | SM | Drafted e-mails to and reviewed e-mails from Mr. Steinurzel, counsel for Nova. [001] | 0.10 Hrs | \$36.50 |
| 11/12/09 | SM | Revised service chart based upon information from preliminary conference. [001] | 0.40 Hrs | \$146.00 |
| 11/12/09 | SM | Drafted correspondence to all parties regarding the preliminary conference order. [001] | 0.20 Hrs | \$73.00 |
| 11/12/09 | CJS | Revise Amended Complaint. [001] | 0.40 Hrs | \$92.00 |
| 11/13/09 | MAS | Review and analysis of proposed confidentiality agreement and address proposed settlement. [001] | 0.50 Hrs | \$220.00 |
| 11/13/09 | MAS | Communications with client and Receiver regarding meeting to address construction issues and matters relating to agenda for meeting. [001] | 0.40 Hrs | \$176.00 |

Lehman Brothers Chapter 11 Bankruptcy

Re: 25/45 Broad Street

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-------------|-------------|---|-------------|--------------|
| 11/13/09 | LD | Attention to revisions to service list for 25 Broad.. [001] | 1.10 Hrs | \$187.00 |
| 11/13/09 | KP | Prepare for all-hands conference call regarding Lizardos, Titanium and outstanding construction contracts; attention to extended all-hands teleconference; attention to follow-up drafting of various addenda and review of proposals. [001] | 3.40 Hrs | \$1,428.00 |
| 11/13/09 | SM | Reviewed court notification regarding compliance conference. [001] | 0.10 Hrs | \$36.50 |
| 11/14/09 | MAS | Review discovery demand interposed by Fine Construction to 25 Broad LLC. [001] | 0.10 Hrs | \$44.00 |
| 11/16/09 | MAS | Preparation for and attend meeting with client, receiver, contractors and counsel regarding execution of receiver order and safety issues at property (5.4) follow-up concerning meeting agenda items and implementation of same (0.4). [001] | 5.80 Hrs | \$2,552.00 |
| 11/16/09 | MAS | Communications with counsel for Swig and review and analysis of confidentiality provisions for meeting. [001] | 0.60 Hrs | \$264.00 |
| 11/16/09 | KP | Extended all-hands conference call regarding project issues; attention to drafting and revision of Lizardos amendment; attention to e-mail traffic regarding multiple comments to project agreements; attention to JD Scaffolding and Goldstein documents; office conference with Mr. Slama regarding status update and incorporation of LBHI release; telephone conference with Mr. Gagliano. [001] | 4.00 Hrs | \$1,680.00 |
| 11/16/09 | SM | Reviewed court notification regarding motion for appointment of counsel for the receiver. [001] | 0.10 Hrs | \$36.50 |
| 11/16/09 | SM | Review of and revisions to amended complaint for 25 Broad. [001] | 0.40 Hrs | \$146.00 |
| 11/16/09 | CJS | Draft amended complaint. [001] | 0.40 Hrs | \$92.00 |
| 11/17/09 | MAS | Draft and revise confidentiality agreement with Swig. [001] | 0.40 Hrs | \$176.00 |
| 11/17/09 | MAS | Communications with client regarding proposed meeting with Swig on bankruptcy issues. [001] | 0.40 Hrs | \$176.00 |
| 11/17/09 | MAS | Review letter from Seasons concerning removal of equipment and address response to same. [001] | 0.20 Hrs | \$88.00 |
| 11/17/09 | KP | Extended telephone conference with Messrs. Gagliano and Goldstein regarding open contracts; telephone conference with Ms. Czervionke regarding comments and status of open contracts; revise Lizardos, Titanium and Goldstein contracts; transmit to client. [001] | 3.20 Hrs | \$1,344.00 |

Lehman Brothers Chapter 11 Bankruptcy

Re: 25/45 Broad Street

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-------------|-------------|---|-------------|--------------|
| 11/17/09 | SM | Drafted e-mail to Ms. Sorbera regarding revisions to amended complaint draft. [001] | 0.10 Hrs | \$36.50 |
| 11/18/09 | MAS | Prepare discovery response to various discovery demands by parties. [001] | 0.80 Hrs | \$352.00 |
| 11/18/09 | MAS | Address removal of Seasons equipment and removal of sprinkler system. [001] | 0.30 Hrs | \$132.00 |
| 11/18/09 | MAS | Communications with Court and counsel regarding appointment of motion or receiver for 45 broad and follow up with receiver regarding same. [001] | 0.50 Hrs | \$220.00 |
| 11/18/09 | MAS | Address confidentiality agreement swig and agenda for meeting. [001] | 0.40 Hrs | \$176.00 |
| 11/18/09 | MAS | Extensive conference with Mr. Brusco, LCOR representatives and receiver concerning second demand building violations and cure of stop work order. [001] | 0.80 Hrs | \$352.00 |
| 11/18/09 | RJL | Review and revise confidentiality agreement; emails regarding same. [001] | 1.30 Hrs | \$669.50 |
| 11/18/09 | KP | Attention to Goldstein addendum and Hillman proposal; transmit revised Goldstein addendum; telephone conference with Ms. Czervionke regarding status; draft revisions to JD Scaffold purchase order. [001] | 2.90 Hrs | \$1,218.00 |
| 11/18/09 | SM | Reviewed revised draft amended complaint. [001] | 0.30 Hrs | \$109.50 |
| 11/18/09 | SM | Telephone conference with Ms. Czervionke regarding Seasons' equipment removal. [001] | 0.10 Hrs | \$36.50 |
| 11/18/09 | SM | Reviewed e-mail from Ms. Mattoon regarding her appointment as a receiver. [001] | 0.10 Hrs | \$36.50 |
| 11/18/09 | SM | Reviewed e-mail from Mr. Brusco. [001] | 0.10 Hrs | \$36.50 |
| 11/18/09 | SM | Drafted e-mails to and reviewed e-mails from Ms. Czervionke regarding call concerning removal of Season's equipment. [001] | 0.10 Hrs | \$36.50 |
| 11/19/09 | MAS | Review order appointing receiver and address service; communication with client. [001] | 0.50 Hrs | \$220.00 |
| 11/19/09 | MAS | Review court orders discharging Swig's counsel and letter from counsel; communicate same to client. [001] | 0.40 Hrs | \$176.00 |
| 11/19/09 | MAS | Draft and revise confidentiality agreement and address settlement meeting with Swig. [001] | 0.70 Hrs | \$308.00 |
| 11/19/09 | JJT | Prepare for and attend meeting at Morrison Cohen with Mr. Brusco and Swig Representatives. [001] | 3.50 Hrs | \$2,450.00 |
| 11/19/09 | G M | Traveled to Supreme Court, NY County; obtained signed order; scanned and .pdf same to attorneys. [001] | 1.80 Hrs | \$288.00 |

Lehman Brothers Chapter 11 Bankruptcy

Re: 25/45 Broad Street

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-------------|-------------|---|-------------|--------------|
| 11/19/09 | LD | Attention to pleading board for 25 Broad Street. [001] | 0.10 Hrs | \$17.00 |
| 11/19/09 | KP | Attention to Hillman and JD Scaffold; telephone conference with Ms. Czervionke regarding Hillman; extended telephone conference with Messrs. Gagliano and Goldstein and Ms. Czervionke regarding contract status and Hillman indemnification request; transmit draft JD Scaffold purchase order. [001] | 3.00 Hrs | \$1,260.00 |
| 11/19/09 | SM | Drafted e-mails to and reviewed e-mails from Ms. Mattoon. [001] | 0.10 Hrs | \$36.50 |
| 11/19/09 | SM | Reviewed e-mail from Ms. Czervionke regarding Season's discovery. [001] | 0.10 Hrs | \$36.50 |
| 11/19/09 | SM | Reviewed e-mail from Mr. Gagliano. [001] | 0.10 Hrs | \$36.50 |
| 11/19/09 | SM | Reviewed order appointing 45 Broad receiver. [001] | 0.10 Hrs | \$36.50 |
| 11/19/09 | SM | Reviewed order relieving Swig's counsel in the 25 Broad action. [001] | 0.10 Hrs | \$36.50 |
| 11/19/09 | SM | Reviewed order relieving Swig's counsel in the 45 Broad action. [001] | 0.10 Hrs | \$36.50 |
| 11/19/09 | SM | Telephone conference with Mr. Gagliano regarding issues relating to Seasons. [001] | 0.20 Hrs | \$73.00 |
| 11/20/09 | M H | Filed reply affidavit of attorney Samuel M. Mizrahi in support of motion of receiver for appointment of counsel in Supreme New York County [001] | 1.00 Hrs | \$175.00 |
| 11/20/09 | MAS | Review and revise amendment to complaint. [001] | 0.20 Hrs | \$88.00 |
| 11/20/09 | MAS | Address issues relating to Receiver's actions in hiring contractors and engaging remedial work. [001] | 0.30 Hrs | \$132.00 |
| 11/20/09 | LD | Distribution of Order appointing receiver for 45 Broad to parties on service list. [001] | 1.30 Hrs | \$221.00 |
| 11/20/09 | KP | Telephone conference with Mr. Brusco and Ms. Czervionke regarding licensing of LCOR; office conference with Mr. Slama regarding LCOR licensing issue; attention to review of regulations regarding licensing issue. [001] | 0.80 Hrs | \$336.00 |
| 11/20/09 | SM | Reviewed court notification regarding submission of motion to be relieved as counsel. [001] | 0.10 Hrs | \$36.50 |
| 11/20/09 | SM | Revised draft amended complaint for review by Lehman. [001] | 0.50 Hrs | \$182.50 |
| 11/20/09 | SM | Drafted e-mail to Mr. Brusco regarding amended complaint draft and preliminary conference order. [001] | 0.10 Hrs | \$36.50 |
| 11/23/09 | LD | Attention to cd of discovery documents received from Trimont. [001] | 3.50 Hrs | \$595.00 |

Lehman Brothers Chapter 11 Bankruptcy

Re: 25/45 Broad Street

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-------------|-------------|--|-------------|--------------|
| 11/23/09 | KP | Telephone conference with construction professional regarding licensing issue; follow-up voicemail to client. [001] | 0.60 Hrs | \$252.00 |
| 11/23/09 | SM | Telephone conference with Ms. Czervionke regarding 45 Broad receivership order and regarding issues relating to construction on 25 Broad. [001] | 0.40 Hrs | \$146.00 |
| 11/24/09 | MAS | Review motion to withdraw as counsel ; review notice from court regarding oral argument of CPLR 3213 motion ; review of default judgment ; draft email detailing status to client . [001] | 1.00 Hrs | \$440.00 |
| 11/24/09 | LD | Attention to preparation of back for Amended Complaint. [001] | 0.20 Hrs | \$34.00 |
| 11/24/09 | LD | Attention to distribution of Amended Verified Complaint. [001] | 1.50 Hrs | \$255.00 |
| 11/24/09 | LD | Attention to Exhibits to Amended Verified Complaint. [001] | 0.40 Hrs | \$68.00 |
| 11/24/09 | SM | Reviewed court notification regarding adjournment of CPLR 3213 motion. [001] | 0.10 Hrs | \$36.50 |
| 11/24/09 | SM | Attention to execution of and service of amended complaint on all parties. [001] | 1.30 Hrs | \$474.50 |
| 11/24/09 | SM | Drafted e-mails to and reviewed e-mails from Ms. Czervionke. [001] | 0.10 Hrs | \$36.50 |
| 11/24/09 | SM | Telephone conference with Ms. Czervionke regarding amended complaint and discovery. [001] | 0.30 Hrs | \$109.50 |
| 11/24/09 | SM | Reviewed default judgment against various lienor defendants. [001] | 0.10 Hrs | \$36.50 |
| 11/25/09 | SM | Attention to filing and service of amended complaint. [001] | 0.10 Hrs | \$36.50 |
| 11/25/09 | SM | Reviewed title file and drafted supplemental summons. [001] | 0.70 Hrs | \$255.50 |
| 11/27/09 | SM | Reviewed court notification regarding appearance for counsel for 25 Broad, LLC's motion to be relieved as counsel. [001] | 0.10 Hrs | \$36.50 |
| 11/27/09 | SM | Reviewed court notification regarding appearance for counsel for 25 Broad, LLC's motion to be relieved as counsel. [001] | 0.10 Hrs | \$36.50 |
| 11/28/09 | MAS | Communications with Receiver regarding work to be performed and restructure of contract to effectuate work to be performed , as well as insurance coverage for project. [001] | 0.40 Hrs | \$176.00 |
| 11/28/09 | MAS | Draft memo outlining contract issues and related work to be performed by various parties at project. [001] | 0.40 Hrs | \$176.00 |
| 11/28/09 | MAS | Conference with Mr. Brusco regarding receivership and work to be performed at property. [001] | 0.30 Hrs | \$132.00 |

Lehman Brothers Chapter 11 Bankruptcy

| | | | | |
|----------|-----|---|----------|------------|
| 11/30/09 | MAG | Conference with Mr. Piirimae regarding condominium offering plan issues, and construction issues. [001] | 0.40 Hrs | \$212.00 |
| 11/30/09 | MAS | Address restructured contract for remedial work to be performed. [001] | 0.60 Hrs | \$264.00 |
| 11/30/09 | KP | Generally engaged in LCOR, Titanium joint venture proposal including review of proposed agreement and review of City general contractor licensing and permit requirements. [001] | 4.20 Hrs | \$1,764.00 |
| 11/30/09 | SM | Reviewed order from Justice Kapnick regarding relieving Swig's counsel and issuance of a stay. [001] | 0.10 Hrs | \$36.50 |
| 11/30/09 | SM | Reviewed filed receiver bond and oath. [001] | 0.10 Hrs | \$36.50 |
| 11/30/09 | SM | Drafted e-mails to Mr. Brusco regarding receiver bond and regarding court decision on Swig's counsel's motion. [001] | 0.10 Hrs | \$36.50 |
| 11/30/09 | SM | Drafted e-mails to and reviewed e-mails from Ms. Mattoon regarding her bond and undertaking. [001] | 0.10 Hrs | \$36.50 |
| 11/30/09 | SM | Drafted e-mails to Mr. Azer and Ms. Dobson regarding order concerning CPLR 3213 stay and receiver bond. [001] | 0.10 Hrs | \$36.50 |
| 11/30/09 | SM | Drafted notice of entry of default judgment. [001] | 0.30 Hrs | \$109.50 |
| 11/30/09 | JLS | Conduct research regarding general contractor licensing requirements and related issues under New York State and New York City law for Mr. Piirimae. [001] | 2.60 Hrs | \$585.00 |

Asset Analysis Totals 100.30 Hrs \$36,409.00

Case Assessment, Development & Administration

Document/File Management

| | | | | |
|----------|-----|---|----------|----------|
| 11/02/09 | MAS | Review release of lien and discharge action related to Swig. [L140] | 0.30 Hrs | \$132.00 |
|----------|-----|---|----------|----------|

Document/File Management Totals 0.30 Hrs \$132.00

Case Assessment, Development

TOTAL SERVICES \$36,541.00

HOURLY RATE

| | | |
|----------------------|-----------|------------|
| Gilbert, Mitchell A. | 0.40 Hrs | \$212.00 |
| Hudson, Michael | 1.00 Hrs | \$175.00 |
| Slama, Mark A. | 19.10 Hrs | \$8,404.00 |
| Thomas, James J. | 3.50 Hrs | \$2,450.00 |
| Luddy, Robert J. | 1.30 Hrs | \$669.50 |
| Mencio, Giselle | 1.80 Hrs | \$288.00 |
| Dubiago, Lana | 13.40 Hrs | \$2,278.00 |

Lehman Brothers Chapter 11 Bankruptcy

Re: 25/45 Broad Street

HOURLY RATE

| | | |
|-----------------------|------------|-------------|
| Piirimae, Karl | 35.70 Hrs | \$14,994.00 |
| Mizrahi, Samuel | 10.90 Hrs | \$3,978.50 |
| Sorbera, Christina J. | 10.90 Hrs | \$2,507.00 |
| Solomon, Joel L. | 2.60 Hrs | \$585.00 |
| | <hr/> | <hr/> |
| | 100.60 Hrs | \$36,541.00 |

DISBURSEMENTS

Disbursements

Copying

Reproduction \$385.60

Copying Totals \$385.60

Telephone

Conference/Meeting Expenses \$55.05

Telephone Totals \$55.05

Online research

Lexis/Westlaw Research \$14.82

Search Fees \$21.50

Online research Totals \$36.32

Delivery Service/Messenger

Air Courier / Messenger \$38.05

Delivery Service/Messenger Totals \$38.05

Postage

US Postage \$9.90

Postage Totals \$9.90

Local travel

Local Travel \$9.00

Local travel Totals \$9.00

Other

Lehman Brothers Chapter 11 Bankruptcy

Re: 25/45 Broad Street

DISBURSEMENTS

| | |
|----------------------|---------------------|
| Staff Overtime | \$27.50 |
| Other Totals | \$27.50 |
| Disbursements Totals | \$27.50 |
| | TOTAL DISBURSEMENTS |
| | \$561.42 |
| | INVOICE TOTAL |
| | <u>\$37,102.42</u> |

Lehman Brothers Chapter 11 Bankruptcy

Task Billing Summary Page

Re: Sweetwater Disposition
File Number 0303694-0002211

| | <u>Previous Billed</u> | <u>Current Bill</u> | <u>Total</u> |
|-----------------------------|----------------------------|-------------------------|--------------|
| Asset Analysis | 426.40 | | 426.40 |
| Asset Disposition | 9,752.00 | 5,042.00 | 14,794.00 |
| Subtotals | 10,178.40 | 5,042.00 | 15,220.40 |
| <u>Disbursements</u> | | | |
| Telephone | 0.50 | | 0.50 |
| Local travel | 68.19 | | 68.19 |
| Subtotals | 68.69 | | 68.69 |
| Totals | 10,247.09 | 5,042.00 | 15,289.09 |

Lehman Brothers Chapter 11 Bankruptcy

Task Billing Summary Page

Re: 25/45 Broad Street
 File Number 0303694-0002192

| | Previous <u>Billed</u> | Current <u>Bill</u> | <u>Total</u> |
|---|---------------------------|------------------------|--------------|
| Asset Analysis | 464,610.90 | 36,409.00 | 501,019.90 |
| Subtotals | 464,610.90 | 36,409.00 | 501,019.90 |
| <u>Disbursements</u> | | | |
| Copying | 26,695.27 | 385.60 | 27,080.87 |
| Outside printing | 47.93 | | 47.93 |
| Facsimile | 211.40 | | 211.40 |
| Telephone | 154.11 | 55.05 | 209.16 |
| Online research | 845.83 | 36.32 | 882.15 |
| Delivery Service/Messenger | 176.39 | 38.05 | 214.44 |
| Postage | 718.20 | 9.90 | 728.10 |
| Local travel | 174.13 | 9.00 | 183.13 |
| Meals | 262.19 | | 262.19 |
| Court fees | 533.43 | | 533.43 |
| Deposition transcripts | 81.25 | | 81.25 |
| Litigation support vendors | 15.00 | | 15.00 |
| Other | 478.13 | 27.50 | 505.63 |
| Subtotals | 30,393.26 | 561.42 | 30,954.68 |
| <u>Case Assessment, Development & Administration</u> | | | |
| Document/File Management | | 132.00 | 132.00 |
| Subtotals | | 132.00 | 132.00 |
| Totals | 495,004.16 | 37,102.42 | 532,106.58 |

December 4, 2009

Bill Number 75520

File Number 0303694-0002203

Lehman Brothers Chapter 11 Bankruptcy
1271 Avenue of the Americas - 46th Floor
New York, NY 10020
Attn: Anthony Barsanti

**FOR PROFESSIONAL SERVICES RENDERED
FOR THE PERIOD**

November 1 through 30, 2009

Re: Northgate Foreclosure

SERVICES

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-----------------------|-------------|---|-------------|--------------|
| Asset Analysis | | | | |
| 11/04/09 | RZ | Determine status of property appraisal. [001] | 0.40 Hrs | \$140.00 |
| 11/04/09 | RZ | Telephone conferences with Mr. Summers on status of foreclosure. [001] | 0.80 Hrs | \$280.00 |
| 11/05/09 | WSC | Telephone conversations with Jack Rhodes at Trimont regarding CSC invoices and status of non-judicial foreclosure. [001] | 0.40 Hrs | \$164.00 |
| 11/17/09 | RZ | Obtain loan payoff members and distribute to Mr. Summers. [001] | 1.00 Hrs | \$350.00 |
| 11/25/09 | WSC | Telephone conferences with Trimont regarding update and appraisal. [001] | 0.80 Hrs | \$328.00 |
| 11/25/09 | WSC | Reviewed Northgate appraisal. [001] | 1.00 Hrs | \$410.00 |
| 11/25/09 | WSC | Telephone conferences with Lehman regarding status. [001] | 0.30 Hrs | \$123.00 |
| Asset Analysis Totals | | | 4.70 Hrs | \$1,795.00 |
| TOTAL SERVICES | | | | \$1,795.00 |

Lehman Brothers Chapter 11 Bankruptcy

Re: Northgate Foreclosure

HOURLY RATE

| | | |
|--------------------|----------------|------------------|
| Zoffinger, Richard | 2.20 Hrs | \$770.00 |
| Cook Jr., Wayne S. | 2.50 Hrs | \$1,025.00 |
| | <hr/> 4.70 Hrs | <hr/> \$1,795.00 |

DISBURSEMENTS

Disbursements

Copying

Reproduction \$94.40

Copying Totals \$94.40

Telephone

Telephone \$0.50

Telephone Totals \$0.50

Disbursements Totals \$0.50

TOTAL DISBURSEMENTS \$94.90

INVOICE TOTAL

\$1,889.90

Lehman Brothers Chapter 11 Bankruptcy

Task Billing Summary Page

Re: Northgate Foreclosure
File Number 0303694-0002203

| | Previous <u>Billed</u> | Current <u>Bill</u> | <u>Total</u> |
|-----------------------------|---------------------------|------------------------|--------------|
| Asset Analysis | 11,556.70 | 1,795.00 | 13,351.70 |
| Subtotals | 11,556.70 | 1,795.00 | 13,351.70 |
| <u>Disbursements</u> | | | |
| Copying | 276.40 | 94.40 | 370.80 |
| Telephone | | 0.50 | 0.50 |
| Delivery Service/Messenger | 11.59 | | 11.59 |
| Subtotals | 287.99 | 94.90 | 382.89 |
| Totals | 11,844.69 | 1,889.90 | 13,734.59 |

December 4, 2009

Bill Number 75521

File Number 0303694-0002205

Lehman Brothers Chapter 11 Bankruptcy
1271 Avenue of the Americas - 46th Floor
New York, NY 10020
Attn: Anthony Barsanti

**FOR PROFESSIONAL SERVICES RENDERED
FOR THE PERIOD**

November 1 through 30, 2009

Re: Lyon Issues

SERVICES

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-----------------------|-------------|--|-------------|--------------|
| <u>Asset Analysis</u> | | | | |
| 11/02/09 | CEF | Began drafting term sheet for portfolio modification consisting of six separate portfolios each containing various properties and debt levels. [001] | 4.00 Hrs | \$1,400.00 |
| 11/03/09 | RAR | Telephone conference with Mr. Rios and Ms. Foote. [001] | 0.70 Hrs | \$367.50 |
| 11/03/09 | CEF | Review of documents with respect to foreclosing on mezzanine loans, including intercreditor agreements, senior loan documents and mezzanine loan documents, in connection with client's exercise of remedies in connection with various portfolios within the Lyon structure. [001] | 6.50 Hrs | \$2,275.00 |
| 11/03/09 | PG | Began printing and organizing loan documents for Ms. Foote. [001] | 1.00 Hrs | \$195.00 |
| 11/04/09 | RAR | Conference with Ms. Foote regarding term sheet and analysis of same. [001] | 0.60 Hrs | \$315.00 |
| 11/04/09 | PG | Continued printing and organizing files and loan documents for Ms. Foote. [001] | 1.00 Hrs | \$195.00 |
| 11/05/09 | RAR | Prepare term sheet. [001] | 0.70 Hrs | \$367.50 |
| 11/05/09 | CEF | Continued drafting universal restructure term sheet for Lyon portfolio consisting of six matters and various properties and debt levels. [001] | 5.50 Hrs | \$1,925.00 |

Lehman Brothers Chapter 11 Bankruptcy

Re: Lyon Issues

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-----------------------|-------------|---|----------------|--------------|
| 11/06/09 | RAR | Telephone conference with Mr. Rios. [001] | 0.50 Hrs | \$262.50 |
| 11/06/09 | RAR | Prepare term sheet. [001] | 1.50 Hrs | \$787.50 |
| 11/06/09 | RAR | Attention to Swed's rejection of Lehman proposal. [001] | 0.60 Hrs | \$315.00 |
| 11/06/09 | CEF | Continued drafting portfolio restructure term sheet. [001] | 5.00 Hrs | \$1,750.00 |
| 11/10/09 | RAR | Prepare pledge agreement. [001] | 0.80 Hrs | \$420.00 |
| 11/11/09 | RAR | Telephone conference with Mr. Rios. [001] | 0.20 Hrs | \$105.00 |
| 11/12/09 | CEF | Review of and comment to funding letters and preservation of rights letter with respect to reserve fundings and payment of taxes for LeCraw and Galleria portfolios. [001] | 1.00 Hrs | \$350.00 |
| 11/16/09 | CEF | Review of and comment to line of credit documents for Speno. [001] | 1.50 Hrs | \$525.00 |
| 11/18/09 | CEF | Conference call with client regarding status of work out negotiations with Borrower. [001] | 0.50 Hrs | \$175.00 |
| 11/20/09 | CEF | Coordination of execution of outstanding negotiated documents for Galleria and LeCraw and assembly and distribution of same. [001] | 0.50 Hrs | \$175.00 |
| 11/24/09 | CEF | Conference call with Servicer regarding water damage at LeCraw properties and application of insurance proceeds. [001] | 0.30 Hrs | \$105.00 |
| 11/24/09 | CEF | Conference call with Co-Lender's counsel regarding water damage at LeCraw properties and application of insurance proceeds. [001] | 0.20 Hrs | \$70.00 |
| 11/24/09 | CEF | Drafted reservation of rights letter with respect to distribution of insurance proceeds for LeCraw. [001] | 0.50 Hrs | \$175.00 |
| Asset Analysis Totals | | | 33.10 Hrs | \$12,255.00 |
| | | | TOTAL SERVICES | \$12,255.00 |

HOURLY RATE

| | | |
|------------------|-----------|-------------|
| Rossi, Robert A. | 5.60 Hrs | \$2,940.00 |
| Foote, Carrie E. | 25.50 Hrs | \$8,925.00 |
| Goldsmith, Paul | 2.00 Hrs | \$390.00 |
| | 33.10 Hrs | \$12,255.00 |

Lehman Brothers Chapter 11 Bankruptcy

Re: Lyon Issues

DISBURSEMENTS

Disbursements

Meals

| | |
|-----------------------------|--------------------|
| Conference/Meeting Expenses | \$119.62 |
| Meals Totals | \$119.62 |
| Disbursements Totals | \$119.62 |
| TOTAL DISBURSEMENTS | \$119.62 |
| INVOICE TOTAL | <u>\$12,374.62</u> |

Lehman Brothers Chapter 11 Bankruptcy

Task Billing Summary Page

Re: Lyon Issues
File Number 0303694-0002205

| | Previous <u>Billed</u> | Current <u>Bill</u> | <u>Total</u> |
|-----------------------------|---------------------------|------------------------|--------------|
| Asset Analysis | 61,114.50 | 12,255.00 | 73,369.50 |
| Subtotals | 61,114.50 | 12,255.00 | 73,369.50 |
| <u>Disbursements</u> | | | |
| Copying | 1,222.40 | | 1,222.40 |
| Telephone | 6.50 | | 6.50 |
| Postage | 0.44 | | 0.44 |
| Meals | 70.83 | 119.62 | 190.45 |
| Subtotals | 1,300.17 | 119.62 | 1,419.79 |
| Totals | 62,414.67 | 12,374.62 | 74,789.29 |

December 7, 2009

Bill Number 75759

File Number 0303694-0002207

Lehman Brothers Chapter 11 Bankruptcy
1271 Avenue of the Americas - 46th Floor
New York, NY 10020
Attn: Al Picallo

**FOR PROFESSIONAL SERVICES RENDERED
FOR THE PERIOD**

November 1 through 30, 2009

Re: On the Avenue

SERVICES

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|-----------------------|-------------|---|----------------|--------------|
| <u>Asset Analysis</u> | | | | |
| 11/03/09 | WSC | Follow-up telephone conversations with title company and met life regarding recorded documents. [001] | 0.90 Hrs | \$369.00 |
| 11/05/09 | WSC | Telephone conference with NY Land regarding confirmation of the wire for recording fees and new policies [001] | 0.40 Hrs | \$164.00 |
| 11/06/09 | WSC | Status telephone conferences with Met Life Counsel and Title company. [001] | 0.30 Hrs | \$123.00 |
| 11/20/09 | WSC | Reviewed recording confirmations and forwarded same to met life counsel. [001] | 1.20 Hrs | \$492.00 |
| Asset Analysis Totals | | | 2.80 Hrs | \$1,148.00 |
| | | | TOTAL SERVICES | \$1,148.00 |

HOURLY RATE

| | | |
|--------------------|----------|------------|
| Cook Jr., Wayne S. | 2.80 Hrs | \$1,148.00 |
| | 2.80 Hrs | \$1,148.00 |

Lehman Brothers Chapter 11 Bankruptcy

Re: On the Avenue

DISBURSEMENTS

Disbursements

Copying

| | |
|-----------------------------------|-------------------|
| Reproduction | \$167.80 |
| Copying Totals | \$167.80 |
| <u>Delivery Service/Messenger</u> | |
| Air Courier / Messenger | \$14.63 |
| Delivery Service/Messenger Totals | \$14.63 |
| Disbursements Totals | \$14.63 |
| TOTAL DISBURSEMENTS | \$182.43 |
| INVOICE TOTAL | <u>\$1,330.43</u> |

Lehman Brothers Chapter 11 Bankruptcy

Task Billing Summary Page

Re: On the Avenue
File Number 0303694-0002207

| | Previous <u>Billed</u> | Current <u>Bill</u> | <u>Total</u> |
|-----------------------------|---------------------------|------------------------|--------------|
| Asset Analysis | 25,498.40 | 1,148.00 | 26,646.40 |
| Subtotals | 25,498.40 | 1,148.00 | 26,646.40 |
| <u>Disbursements</u> | | | |
| Copying | 155.66 | 167.80 | 323.46 |
| Delivery Service/Messenger | 92.12 | 14.63 | 106.75 |
| Postage | 45.79 | | 45.79 |
| Local travel | 96.25 | | 96.25 |
| Meals | 540.44 | | 540.44 |
| Subtotals | 930.26 | 182.43 | 1,112.69 |
| Totals | 26,428.66 | 1,330.43 | 27,759.09 |

December 4, 2009

Bill Number 75523

File Number 0303694-0002211

Lehman Brothers Chapter 11 Bankruptcy
1271 Avenue of the Americas - 46th Floor
New York, NY 10020
Attn: Rob Brusco

**FOR PROFESSIONAL SERVICES RENDERED
FOR THE PERIOD**

November 1 through 30, 2009

Re: Sweetwater Disposition

SERVICES

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|--------------------------|-------------|--|-------------|--------------|
| <u>Asset Disposition</u> | | | | |
| 11/02/09 | DHB | E-mail correspondence regarding service of action to quiet title on borrower. [002] | 0.40 Hrs | \$170.00 |
| 11/03/09 | DHB | Telephone conference with A. Wilson and R. Brusco to discuss claim under loan policy, litigation, funding borrower request. [002] | 0.60 Hrs | \$255.00 |
| 11/03/09 | DHB | E-mail correspondence with C. Karsnitz and title company regarding title company provision of counsel to insured. [002] | 0.80 Hrs | \$340.00 |
| 11/04/09 | DHB | E-mail conference regarding title coverage. [002] | 0.10 Hrs | \$42.50 |
| 11/04/09 | DHB | Telephone conference with D. Sullivan, counsel to Fidelity. [002] | 0.10 Hrs | \$42.50 |
| 11/04/09 | JH | Attention to issue of potential need for counsel. [002] | 0.20 Hrs | \$73.00 |
| 11/04/09 | WSC | Internal conference with Ms. Bindler regarding status of title claims. [002] | 0.70 Hrs | \$287.00 |
| 11/05/09 | DHB | E-mail correspondence with borrower's counsel and Fidelity counsel regarding obtaining copies of borrower's claim. [002] | 1.00 Hrs | \$425.00 |
| 11/10/09 | DHB | Send email memo outlining issues with title company and pending litigation. [002] | 0.50 Hrs | \$212.50 |
| 11/10/09 | DHB | Telephone conferences with A. Fishkoff. [002] | 0.40 Hrs | \$170.00 |
| 11/10/09 | DHB | Interview potential litigation counsel. [002] | 0.60 Hrs | \$255.00 |

Lehman Brothers Chapter 11 Bankruptcy

Re: Sweetwater Disposition

| <u>Date</u> | <u>Atty</u> | <u>Description</u> | <u>Time</u> | <u>Value</u> |
|--------------------------|-------------|---|----------------|--------------|
| 11/10/09 | PG | Research on Delaware lawyers for Ms. Bindler. [002] | 1.00 Hrs | \$195.00 |
| 11/12/09 | DHB | Follow up email correspondence. [002] | 0.10 Hrs | \$42.50 |
| 11/12/09 | DHB | Telephone conference with claims coverage counsel. [002] | 0.10 Hrs | \$42.50 |
| 11/17/09 | DHB | Telephone conferences with Craig Karsnitz and A. Wilson regarding litigation and defense by title company. [002] | 1.00 Hrs | \$425.00 |
| 11/17/09 | DHB | E-mail memo to Lehman. [002] | 0.40 Hrs | \$170.00 |
| 11/18/09 | DHB | Telephone conference with A. Wilson. [002] | 0.10 Hrs | \$42.50 |
| 11/18/09 | DHB | E-mail correspondence regarding response to title claim letter. [002] | 0.10 Hrs | \$42.50 |
| 11/19/09 | DHB | Review reservation of rights letters. [002] | 0.40 Hrs | \$170.00 |
| 11/19/09 | DHB | Telephone conference with R. Beck to discuss litigation. [002] | 0.40 Hrs | \$170.00 |
| 11/24/09 | DHB | Telephone conferences to discuss defense by title company with C. Karsnitz and R. Beck, joint defense with C. Karsnitz, and joint defense and forbearance agreements with A. Wilson. [002] | 1.40 Hrs | \$595.00 |
| 11/24/09 | JH | Conference with Ms. Bindler concerning Delaware counsel, proposed joint defense agreement, and potential forbearance agreement, and analysis of issues in connection with same. [002] | 0.30 Hrs | \$109.50 |
| 11/25/09 | DHB | Draft and send e-mail memo regarding issues for Lehman with respect to Quiet Title Action and Loan Maturity. [002] | 1.10 Hrs | \$467.50 |
| 11/25/09 | DHB | Forward information relating to local counsel and reservation of rights letter. [002] | 0.10 Hrs | \$42.50 |
| 11/25/09 | DHB | Telephone conference with R. Brusco to discuss issues relating to quite title action and loan maturity. [002] | 0.60 Hrs | \$255.00 |
| Asset Disposition Totals | | | 12.50 Hrs | \$5,042.00 |
| | | | TOTAL SERVICES | \$5,042.00 |

HOURLY RATE

| | | |
|---------------------|-----------|------------|
| Bindler, Deborah H. | 10.30 Hrs | \$4,377.50 |
| Holden, John | 0.50 Hrs | \$182.50 |
| Cook Jr., Wayne S. | 0.70 Hrs | \$287.00 |
| Goldsmith, Paul | 1.00 Hrs | \$195.00 |
| | <hr/> | |
| | 12.50 Hrs | \$5,042.00 |

Lehman Brothers Chapter 11 Bankruptcy

| | |
|---------------|-------------------|
| INVOICE TOTAL | <u>\$5,042.00</u> |
|---------------|-------------------|